

Kansas Register

Ron Thornburgh, Secretary of State

Vol. 16, No. 17 April 24, 1997 Pages 623-662

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Register Office: Room 233-N, State Capitol (913) 296-3489 Fax (913) 291-3051

EMS/Trauma Planning Project Policy Group

Notice of Meeting

The Kansas EMS/Trauma Planning Project Policy Group will meet from 9:30 a.m. to 4 p.m. Thursday, May 8, at the Kansas Expocentre, Topeka. For more information, contact Deborah Williams, Project Coordinator, Bureau of Local and Rural Health Systems, Landon State Office Building, Room 665, 900 S.W. Jackson, 66612-1290, (913) 291-3773.

Deborah Williams Project Coordinator

Doc. No. 019034

State of Kansas

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 10 a.m. Friday, May 9, in the Florentine Room of the Jayhawk Tower, first floor, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue approximately \$4,500,000 principal amount of Health Facilities Revenue Bonds for Rural Health Resources of Jackson County, Inc., doing business as Holton Community Hospital (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 et seq., to finance costs of constructing and equipping a health facility and related improvements and equipment to be used for public health purposes. The project consists of a new hospital facility, single story building of approximately 26,000+ square feet on a 9+ acre site located at U.S. 75 and the north city limits, Holton, Jackson County, Kansas.

The bonds, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will the bonds constitute an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bonds will be payable solely and only from amounts received from the developer, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds as and when they shall become due.

All individuals attending the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bonds for the purpose of financing the project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding the project described above may be obtained by contacting the Authority.

Wm. F. Caton President State of Kansas

Pooled Money Investment Board

Notice of Investment Rates

The following rates are published in accordance with K.S.A. 1996 Supp. 75-4210. These rates and their uses are defined in K.S.A. 1996 Supp. 12-1675(b)(c)(d), and K.S.A. 1996 Supp. 75-4201(l) and 75-4209(a)(1)(B).

Effective 4-28-97 through 5-4-97

| Term | Rate | |
|-----------|-------|--------|
| 0-90 days | 5.46% | , |
| 3 months | 5.35% | :) |
| 6 months | 5.75% |) . |
| 9 months | 5.95% | , |
| 12 months | 6.03% | , |
| 18 months | 6.31% | , |
| 24 months | 6.39% | , |
| 36 months | 6.58% | , |
| 48 months | 6.66% | |
| | | |

William E. Lewis Chairman

Doc. No. 019004

State of Kansas

Legislature

Legislative Bills and Resolutions Introduced

The following numbers and titles of bills and resolutions were recently introduced by the 1997 Legislature. Copies of bills and resolutions are available free of charge from the Legislative Document Room, 145-N, State Capitol, 300 S.W. 10th Ave., Topeka, 66612, (913) 296-4096.

Bills/Resolutions introduced April 10-11:

House Bills

HB 2575, An act relating to state officers and employees; establishing a short term disability program; authorizing payroll deductions therefor, by Committee on Appropriations.

Senate Concurrent Resolutions

SCR 1614, A concurrent resolution relating to the adjournment of the senate and house of representatives for a period during the 1997 regular session of the legislature.

Senate Resolutions

SR 1853, A resolution congratulating and commending the Kensington FFA meats judging team.

SR 1854, A resolution congratulating and commending Norman Staats of Garden City upon 30 years of service to the sport of rodeo, on the occasion of the 30th Annual Garden City Community College (GCCC) Intercollegiate Rodeo.

SR 1855, A resolution congratulating and commending the Bethel African Methodist Episcopal (AME) Church of Coffeyville.

SR 1856, A resolution congratulating and commending the Olathe South High School boys basketball team and Coach John McFall for winning the 1997 Class 6A State Basketball Championship in Kansas.

SR 1857, A resolution congratulating and commending the Porubsky family for 50 years' operation of the Porubsky Grocery and Deli.

SR 1858, A resolution congratulating and commending the establishment of the Kansas Auto Racing Museum.

Doc. No. 019003

Grain Inspection Department Notice of Meeting Postponement

The Kansas State Grain Inspection Department has postponed its quarterly Grain Advisory Commission meeting scheduled for April 25 in Salina. A new meeting date will be announced at a later time.

Gary M. Bothwell Director

Doc. No. 019032

State of Kansas

Department of Administration Division of Personnel Services

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10 a.m. Wednesday, June 25, in Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of proposed permanent rules and regulations of the Department of Administration, Division of Personnel Services.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. All interested parties may submit written comments prior to the hearing to the Secretary of Administration, Room 263-E, State Capitol, 300 S.W. 10th Ave., Topeka, 66612: All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulations during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulations and economic impact statements in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Faith Loretto at (913) 296-6000 or (913) 296-4798 (TTY). Handicapped parking is located at the south end of Landon State Office Building, and the north entrance to the building is accessible.

Summaries of the proposed regulations and their economic impact follow.

In order to decentralize some aspects of the state's hiring process and provide agencies with greater flexibility in selection procedures, the following regulations are proposed for amendment or revocation.

K.A.R. 1-2-8 (Applicant) is being revised to expand the definition of applicant to a person who registers and applies with the state. Accordingly, K.A.R. 1-2-68 (Registrant) is being revoked because this definition is now incorporated into the applicant definition. Therefore, these changes are primarily in terminology, rather than application procedures.

K.A.R. 1-2-14 (Candidate) and K.A.R. 1-2-35 (Candidate pool) are being revised to allow the appointing authority of an agency, as well as the Director of Personnel Services, to certify applicants as eligible to be considered for a position. Providing this additional flexibility with respect to the authority to certify is not expected to result in significant operational changes in the process of establishing pools of candidates.

K.A.R. 1-6-2 (Recruitment) is being revised to clarify the responsibilities of agencies and the Division of Personnel Services in recruitment procedures. The agency head will continue to determine the scope of the recruitment and to distribute notices within the agency and to those in the reemployment pool, while the Director of Personnel Services will continue distributing notices to

other state agencies.

K.A.R. 1-6-27 (Demotion) is being revised to reflect the deletion of direct entry hires. Correspondingly, K.A.R. 1-6-22 (Direct entry hires of unskilled and semi-skilled labor) is being revoked because there no longer is any need for direct entry hires. Instead, all hires, except temporary hires, will be made from within certified pools of candidates.

There would be no economic impact on the Department of Administration, state employees, other state agencies or applicants due to any of these regulations.

K.A.R. 1-6-8 (Content of selection instruments) is being revised to allow agencies to develop, maintain and validate selection instruments without obtaining approval of the Division of Personnel Services prior to their use. The division will still assist agencies if requested, and the director will maintain authority to develop, maintain and validate selection instruments and to periodically review or audit agency selection instruments.

K.A.R. 1-6-21 (Candidate pools for regular positions) is being revised to reflect the amendments to the definitions of "candidate" and "candidate pool," which allow the appointing authority, as well as the Director of Personnel Services, to certify applicants. The amendments also permit agencies to correct errors in candidate pools without the director's approval. These amendments will not change how the SHARP system administers the candidate pool. Agencies will continue to process candidates in the same manner. Agencies may still choose to use SHARP or their own approach for forming candidate pools. The Division of Personnel Services will continue to assist agencies who do not have access to SHARP or who request assistance.

The administrative efficiencies in K.A.R. 1-6-8 and K.A.R. 1-6-21 are not anticipated to result in any measurable economic impact on the Department of Administration, state employees, other state agencies or applicants. In addition, private citizens would not be affected by the changes to these regulations.

Copies of the proposed regulations and the associated economic impact statements may be obtained from the Division of Personnel Services, Room 951-S, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612, (913) 296-4278.

Daniel R. Stanley Secretary of Administration

State Conservation Commission

Notice of Meeting

The State Conservation Commission will meet at 9 a.m. Monday, May 12, in the conference room of the State Conservation Commission Office, Room 500, 109 S.W. 9th, Topeka. A copy of the agenda may be obtained by contacting Lila Niehoff at (913) 296-3600. If special accommodations are needed, please contact the agency three days in advance of meeting date.

Tracy D. Streeter Executive Director

Doc. No. 019042

State of Kansas

Department of Administration Division of Accounts and Reports

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10:30 a.m. Monday, June 23, in Room 108, Landon State Office Building, 900 S.W. Jackson, Topeka, to consider the adoption of a proposed rule and regulation of the Division of Accounts and Reports, Department of Administration. The regulation is proposed on both a permanent and a temporary basis.

This 60-day notice of the public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed rule and regulation. All interested parties may submit written comments prior to the hearing to the Secretary of Administration, Room 263-E, State Capitol, 300 S.W. 10th Ave., Topeka, 66612. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Faith Loretto at (913) 296-6000 or (913) 296-4798 (TTY). Handicapped parking is located at the south end of Landon State Office Building, and the north entrance to the building is accessible.

A summary of the proposed regulation and its economic impact follows.

K.A.R. 1-18-1a, Mileage rates, prescribes reimbursement rates for use of privately-owned conveyances by state employees on official state business. The proposed amendment increases the reimbursement rate for the use of a privately-owned automobile from \$.30 to \$.31, as well as increasing the reimbursement rate for motorcycles, airplanes and specially equipped vans for the physically handicapped by \$.01.

If all state employees driving private vehicles were to be reimbursed at the rates established by this regulation, it is estimated that, during fiscal year 1998, there would be an increase in mileage reimbursements paid by state agencies of \$182,006 (\$79,724 from the state general fund and \$102,282 from all other funds). However, the privately-owned conveyance reimbursement rate may be paid only when the use of a state vehicle is determined to be more expensive than use of a privately-owned vehicle or when the employee has a disability that requires a specially equipped, privately-owned vehicle. Therefore, the actual economic impact on state agencies is likely to be lower than these estimates. There also would be an indeterminable economic impact on any governmental units within the state that elect to use these rates rather than establishing their own rates. No economic impact on the general public is anticipated.

Copies of the proposed regulation and the associated economic impact statement may be obtained from the Division of Accounts and Reports, Room 351-S, Landon State Office Building, 900 S.W. Jackson, Topeka, 66612,

(913) 296-2311.

Daniel R. Stanley Secretary of Administration

Doc. No. 019030

State of Kansas

Department of Human Resources

Notice of Job Service Allocations

In compliance with federal regulations, the Kansas Department of Human Resources, Job Service, is announcing final allocations received from the Secretary of Labor in the amount of \$4,472,225 for program year 1997. Resources will be divided among the five service delivery areas (SDAs) based on current formula allocation factors.

Program year 1997 substate distributions are as fol-

lows:

| SDA I | Ĥ., | \$1 | ,130,700 |
|---------|-----|-----|----------|
| SDA II | : , | \$ | 864,615 |
| SDA III | | \$1 | ,057,690 |
| SDA IV | 2 (| \$ | 917,403 |
| SDA V | | \$ | 501,817 |

Plans for the utilization of these resources have been developed in conjunction with the Private Industry Councils in each of the five SDAs. These plans, and the resource distribution plan, are available for public review and comment. Written comments should be sent to the area administrator responsible for the respective SDA. To receive information on your respective SDA designation or area administrator, contact your nearest Job Service Center.

Wayne L. Franklin Secretary of Human Resources

State Corporation Commission

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 10:30 a.m. Tuesday, June 24, in the Conservation Division hearing room, Finney State Office Building, 130 S. Market, Room 2078, Wichita, to consider the adoption of proposed permanent regulations for the conservation of crude oil and natural gas.

The 60-day notice period from the date of this publication to the date of the public hearing constitutes a public comment period for the purpose of receiving written public comments on the proposed rules and regulations. Comments may be submitted to John McCannon, Assistant General Counsel, State Corporation Commission, Wichita State Office Building, 130 S. Market, Room 2078, Wichita, 67202.

Any person requiring special accommodations under The American With Disabilities Act needs to give notice to the commission at least 10 days prior to the scheduled hearing date.

Copies of the proposed regulations and the economic impact statements may be obtained at the Wichita address. Persons requesting a copy of the proposed regulations and economic impact statements, in accordance with K.S.A. 45-129, will be required to compensate the commission for the cost of reproduction.

All interested parties will be given a reasonable opportunity at the hearing to present their views orally or in writing in regard to the adoption of the proposed regulations. All written or oral comments submitted by interested parties on or before June 24 will be considered by the commission as a basis for making changes to these proposed permanent regulations.

The following is a brief summary of the proposed regulations and economic impact statements:

K.A.R. 82-3-103a.

The amendments to this regulation set out the notice requirements for an application to approve the drilling of a horizontal well. In addition, it allows the commission to grant these applications administratively rather than requiring a hearing in all cases.

Économic Impact: Making a hearing on horizontal wells optional with the commission will reduce costs for both the agency and the regulated community. Most of these applications can now be decided administratively by the commission. This will save the regulated industry the cost of a hearing, including the cost of retaining legal counsel and expert witnesses. It will likewise save the agency the cost in staff and commissioner time in holding a hearing for each of this type of application.

K.A.R. 82-3-120.

The amendment to this regulation makes compliance with the financial assurance provisions of K.A.R. 82-3-120a part of the operator licensing procedure.

K.A.R. 82-3-120a.

This new regulation imposes financial assurance requirements in order for oil and gas operators to obtain

or renew a license. Depending upon the compliance history category of the operator, either a nonrefundable fee, performance bond or other financial assurance is required. The regulation mirrors the requirements of K.S.A. 1996 Supp. 55-155.

Economic Impact: K.A.R. 82-3-120 and K.A.R. 82-3-120a will now require that on or after January 1, 1998, oil and gas operators will be required to furnish financial assurance in order to obtain or renew a license. Although exact figures cannot be projected, the agency anticipates that 95 percent of operators will be required to pay a nonrefundable fee of \$50. There are approximately 3,000 operators currently licensed. 2,850 (3,000 \times 95%) would pay a \$50 nonrefundable fee. This would be a \$142,500 cost to the regulated industry. Approximately 150 (3,000 x 5%) operators would be required to furnish some other form of financial assurance. Depending on the form of financial assurance that is furnished, the cost could range from zero to \$900, which is the approximate cost of a performance bond at the highest amount required or the cost of paying a nonrefundable fee of 3 percent of the performance bond required. The cost to this segment of the regulated industry would be a maximum of \$135,000. Payment of nonrefundable fees would generate income for the agency; performance bonds purchased to meet the financial assurance requirement would not generate any agency income. The agency estimates that it will require at least one new full-time equivalent position for the program. In addition, since the amount of the financial assurance required is based on the last 36 months compliance with the commission's rules and regulations, the agency expects more appeals of administrative penalty orders which will require increased legal staff time.

K.A.R. 82-3-123.

The amendment allows commingled gas wells to produce at 25 percent of the combined absolute open flow from all producing zones. It also sets a minimum allowable of 150 mcfd.

Economic Impact: This amendment will increase production allowables for commingled gas wells. The minimum allowable will increase from 65 mcfd to 150 mcfd. This will be an economic benefit to the regulated industry and will have no economic impact on the agency.

K.A.R. 82-3-129.

This regulation is being repealed. The regulation sets the charges for various commission reports.

Economic Impact: Some of the reports listed in this regulation are ordered by few people. Costs change so often that the price listed for these reports is outdated and does not cover the agency's expense to reproduce and mail the reports. The agency will adopt a price list for reports by commission policy rather than through regulation. The cost of the reports will increase to cover the agency's expense of reproducing and mailing.

K.A.R. 82-3-130.

This regulation was amended to require that completion reports be filed for recompleted wells in addition to new wells. K.A.R. 82-3-141 already required that recompletion reports be made to the commission. K.A.R. 82-3-141 will be repealed and reports for both new wells and recompleted wells will be on the same form.

Economic Impact: There will be no economic impact associated with this amendment either to the agency or the regulated industry.

K.A.R. 82-3-136.

This amendment shifts the responsibility for filing transfer of operator forms from the new operator to the previous operator. It requires that all active and inactive wells on the lease be listed on the transfer form. Transfers can only be made to licensed operators and the new operator will have 90 days from the transfer to post new identification signs on the transferred lease. Failure to file the transfer form as required will result in a penalty of up to \$1,000 for the first violation, \$2,000 for a second violation, and \$3,000 plus license review for a third violation.

Economic Impact: The shift of responsibility for filing the transfer of operator form will have no economic effect on the industry as a whole. It will simply shift the filing burden from the buyer to the seller. No specific penalty for not filing was contained in the previous regulation. The penalties contained in the amended regulation will have significant economic impact on the sellers that do not file the change of operator notice with the commission.

K.A.R. 82-3-141.

This regulation is being repealed. The substance of the regulation is now contained in K.A.R. 82-3-130.

Economic Impact: There is no economic impact associated with repealing this regulation.

K.A.R. 82-3-304.

This amendment will exempt certain gas wells from the

annual gas well testing requirements.

Economic Impact: On those wells that will now be exempt from annual testing, the operator will save approximately \$120-\$150 per well, which is the cost of the test itself. In addition, there will be no lost production from shutting down the well three days for testing, nor restarting costs, and no cost of operator personnel used for the testing process. There will be a slight saving in agency staff time in not having to process the test reports.

K.A.R. 82-3-308.

This regulation is being repealed.

K.A.R. 82-3-309.

This regulation is being repealed.

Economic Impact: The repeal of K.A.R. 82-3-308 and K.A.R. 82-3-309 will have no economic impact on either the industry or the agency. These are both outdated regulations that were not being enforced.

K.A.R. 82-3-312.

The amendment to this regulation increases the minimum gas well allowable from 65 mcfd to 150 mcfd.

Economic Impact: There will be no economic impact to the agency. Industry will benefit from this amendment by allowing some wells to produce more gas. This may make some wells economic when they would otherwise be plugged and abandoned.

K.A.R. 82-3-313.

This regulation is being repealed.

Economic Impact: There is no economic impact to either industry or the agency. The regulation is being repealed because it is outdated and is not being enforced.

K.A.R. 82-3-500-K.A.R. 82-3-504.

This whole series of regulations is being repealed.

Economic Impact: There is no economic impact to either industry or the agency. The regulations implemented the state's role in the federal Natural Gas Policy Act of 1978, Public Law 95-621. This act has been repealed by Congress so there is no longer a need for these regulations.

Judith McConnell Executive Director

Doc. No. 019020

State of Kansas

Board of Mortuary Arts

Notice of Hearing on Proposed Administrative Regulations

A public hearing will be conducted at 1:30 p.m. Thursday, July 10, at the board's Topeka office, Suite 904, 700 S.W. Jackson, Topeka, to consider the adoption of proposed changes to an existing regulation of the Kansas State Board of Mortuary Arts.

This 60-day notice of public hearing shall constitute a public comment period for the purpose of receiving written public comments on the proposed regulation. All interested parties may submit written comments prior to the hearing to the board's Topeka office. All interested parties will be given a reasonable opportunity to present their views orally on the adoption of the proposed regulation during the hearing. In order to give all parties an opportunity to present their views, it may be necessary to request each participant to limit any oral presentation to five minutes. Telephone hookups will not be provided.

Copies of the regulation and economic impact statement may be obtained from the board's Topeka office, (913) 296-3980.

Any individual with a disability may request accommodation in order to participate in the public hearing and may request the proposed regulation and economic impact statement in an accessible format. Requests for accommodation should be made at least five working days in advance of the hearing by contacting Mack Smith at the board's office or by contacting the Kansas Relay Center at 1-800-766-3777.

The following is a brief summary of the proposed regulation amendments:

The proposed amendments to K.A.R. 63-3-10 update the diseases of deceased human bodies requiring prepartion by a licensed Kansas embalmer prior to final disposition. The proposed amendments were reviewed and approved by the Kansas Department of Health and Environment. The proposed amendments of this regulation do not exceed the requirements of any known applicable federal laws.

Mack Smith Executive Secretary

Kansas Water Authority

Notice of Public Hearings

The Kansas Water Office has scheduled three formal public hearings on a working draft of a proposed new policy subsection of the *Kansas Water Plan* addressing dam repair and state fishing lake rehabilitation. The hearings will be conducted as follows:

May 27 Old Supreme Court Room, Third Floor, 1:30 p.m. State Capitol, 300 S.W. 10th Ave., Topeka

May 28 Room 3080, State Office Building, 1:30 p.m. 130 S. Market, Wichita

May 29 City Hall, City Council Chambers, 1:30 p.m. 16th and Main, Hays

Copies of the working draft can be obtained from the Kansas Water Office, 109 S.W. 9th, Suite 300, Topeka, 66612-1249, (913) 296-3185, (913) 296-6604 (TTY), or toll free at 1-888-KAN-WATER.

If accommodations are needed for persons with disabilities, please notify the Kansas Water Office at least two days in advance of the hearing.

Kent Lamb Chairman

Doc. No. 019029

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding issuance of authorizations to operate under the general Class I air quality operating permit for natural gas compressor stations. Authorizations to operate under the general Class I operating permit have been issued in accordance with the provisions of K.A.R. 28-19-400 et seq.

A copy of each permit application, authorization, and all supporting nonconfidential documentation is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka. Information also is available at the KDHE district office indicated for each facility. To obtain or review the permit, an authorization and supporting documentation, contact Connie Carreno, (913) 296-6422, at the KDHE central office, or the indicated district representative. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding an authorization to Connie Carreno, Bureau of Air and Radiation, KDHE, Building 283, Forbes Field, Topeka, 66620.

A list of all major sources within the state which are authorized to operate under the terms of the general Class I operating permit will be maintained at the Topeka offices of KDHE.

Authorizations issued during the week of February 24, 1997:

KDHE District Rep.: Wayne Neese, (316) 225-3731 Rep. Location: Southwest District Office, Dodge City

Compressor Station and Location:

Rolla Booster Station S1, T35S, R40W, Morton County

South McAtee Station S33, T34S, R39W, Morton County

Rolla Booster Station S24, T33S, R40W, Morton County

Woods Station S22, T33S, R34W, Seward County

Liberal/Seward Compressor Station S14, T34S, R32W, Seward County

Cimarron River Station S26, T33S, R32W, Seward County

Hugoton Gathering Plant S2, T33S, R39W, Stevens County

Parsons Station S33, T31S, R37W, Stevens County

McAtee Station S23, T34S, R39W, Stevens County

Hugoton Station S22, T33S, R37W, Stevens County

Dunne Booster Station S4, T34S, R37W, Stevens County

Breech Booster Station S23, T34S, R38W, Stevens County

Glick Station S20, T30S, R15W, Barber County

Okmar Station S4, T30S, R12W, Barber County

Bradshaw Station S24, T20S, R40W, Greeley County

Robbins Station S30, T30S, R16W, Kiowa County

Greensburg Compressor Station S18, T28S, R18W, Kiowa County

Borchers North Compressor Station S3, T33S, R28W, Meade County

Columbian Compressor Station S18, T28S, R18W, Grant County

Satanta Compressor Station S34, T30S, R34W, Haskell County

KDHE District Rep.: Lynn Ranabarger, (316) 431-1211 Rep. Location: Southeast District Office, Chanute Compressor Station and Location:

Olpe Compressor Station S21, T20S, R11W, Lyon County

> James J. O'Connell Secretary of Health and Environment

University of Kansas Medical Center

Notice to Bidders

Sealed bids for the items listed below will be received by the University of Kansas Medical Center, Purchasing Department, 3901 Rainbow Blvd., Kansas City, KS 66160-7162, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call Peggy Davis at (913) 588-1115 for additional information.

> Wednesday, May 7, 1997 727125

Conference room tables

Thursday, May 8, 1997 727126

Steam jacketed kettle

Monday, May 12, 1997 727128

'Multimedia projector and panel 727129

Riding mower/tractor

Barbara Lockhart Purchasing Director

Doc. No. 019028

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Clarkson Construction Company has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Clarkson Construction Company, Kansas City, Missouri, owns and operates a portable ready-mix concrete

plant. A co

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the KDHE northeast district office, 800 W. 24th, Lawrence. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Pat Simpson, (913) 842-4600, at the KDHE northeast district office. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of busi-

ness May 27 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business May 27 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Doc. No. 019035

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is soliciting comments regarding a proposed air quality operating permit. Clarkson Construction Company has applied for a Class II operating permit in accordance with the provisions of K.A.R. 28-19-540. Emissions of particulate matter less than 10 micrometers (PM-10) were evaluated during the permit review process. The purpose of a Class II permit is to limit the potential-to-emit for these pollutants to below major source thresholds.

Clarkson Construction Company, Kansas City, Missouri, owns and operates two portable ready-mix concrete facilities.

A copy of the proposed permit, permit application, all supporting nonconfidential documentation and all information relied upon during the permit application review process is available for public review during normal business hours at the KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, and at the Shawnee County Health Agency, 1615 W. 8th, Topeka. To obtain or review the proposed permit and supporting documentation, contact Cheryl Evans, (913) 296-6438, at the KDHE central office, or Shane Burnett, (913) 368-3650, at the Shawnee County Health Agency. The standard departmental cost will be assessed for any copies requested.

Direct written comments or questions regarding the proposed permit to Cheryl Evans, KDHE, Bureau of Air and Radiation, Building 283, Forbes Field, Topeka, 66620. Written comments must be received by the close of business May 27 in order to be considered in formulating a final permit decision.

A person may request a public hearing be conducted on the proposed permit. The request for a public hearing shall be in writing and set forth the basis for the request. The written request must be submitted to Connie Carreno, Bureau of Air and Radiation, not later than the close of business May 27 in order for the Secretary of Health and Environment to consider the request.

James J. O'Connell Secretary of Health and Environment

Department of Health and Environment

Notice Concerning Kansas Water Pollution Control Permits

In accordance with state regulations 28-16-57 through 63, 28-18-1 through 4, 28-16-150 through 154, 28-46-7, and the authority vested with the state by the administrator of the U.S. Environmental Protection Agency, draft permits have been prepared for discharges to the waters of the United States and the State of Kansas for the class of dischargers described below. The determinations for permit content are based on staff review, applying the appropriate standards, regulations and effluent limitations of the State of Kansas and the EPA, and when issued will result in a state water pollution control permit and national pollutant discharge elimination system authorization subject to certain conditions.

Public Notice No. KS-AG-97-94/101

| Name and Address | Legal | Receiving |
|---------------------|-------------|-------------|
| of Applicant | Description | Water |
| Rich Brothers Farms | | Marais des |
| c/o Randy Rich | T26S, R22E, | Cygnes |
| Route 1, Box 115 | | River Basin |
| Uniontown, KS 66779 | | |

Kansas Permit No. A-MCBB-S006

This is a renewal for an existing facility of 600 head (240 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

| Name and Address Legal | Receiving |
|--|--------------|
| of Applicant Description | Water |
| Wiley Westervelt NE/4, Sec. 27, | Neosho River |
| c/o Westervelt Turkey Farm T34S, R23E, | Basin |
| Route 4, Box 165 Cherokee County | |
| Columbus, KS 66725 | |

Kansas Permit No. A-NECK-F014

This is a permit renewal for an existing facility of 33,000 (594 animal units) of turkeys.

Waste Storage Facilities: Litter from the buildings that is stored shall be done in such a manner that the runoff from the storage area does not present a significant water pollution potential. Storage capabilities will exceed the minimum requirements:

Compliance Schedule: None, existing controls adequate.

| Name and Address | Legal | Receiving |
|--------------------|----------------|-------------------------------------|
| of Applicant | Description | Water |
| Dale and Brad Berk | NE/4, Sec. 29, | Lower Republican |
| Berk Farms | T6S, R2W, | River Basin |
| Route 3, Box 40 | Cloud County | |
| Consordia VC 66001 | | and a first transfer and the second |

Kansas Permit No. A-LRCD-H002 Federal Permit No. KS-0093696
This is a new facility for 3,600 head (1,440 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets of exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If

wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1.0 acre inch per acre per year.

Dewatering equipment shall be obtained within three months after issuance of this permit through purchase, rental or custom application agreement. It shall be capable of pumping at least 160 gallons per minute and dispersing the wastewater over 33 acres of land suitable for waste application. Written verification of the acquisition of the equipment shall be submitted to the department.

| Name and Address | Legal Receiving |
|------------------|------------------------------|
| of Applicant | Description Water |
| Lakin Dairy | E/2, Sec. 32, Upper Arkansas |
| P.O. Box 365 | T25S, R36W, River Basin |
| Lakin, KS 67860 | Kearny County |

Kansas Permit No. A-UAKE-D001 Federal Permit No. KS-0093599
Correction: Originally published March 13, 1997, with incorrect legal description.

This is a new facility for 2,500 head (3,500 animal units) of dairy cattle. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, proposed controls adequate.

| Name and Address | Legal | Receiving |
|------------------------|------------------|-------------|
| of Applicant | Description | Water |
| Jeff Bethel | - NE/4, Sec. 28, | Marais des |
| 389 John Brown Road | T18S, R17E, | Cygnes |
| Williambsurg, KS 66095 | Osage County | River Basin |
| . | | |

Kansas Permit No. A-MCOS-H001 Federal Permit No. KS-0093734
This is a new facility for 4,800 head (1,920 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 0.5 acre inch per acre per year.

| Name and Address | Legal | Receiving |
|------------------|---------------|-------------------|
| of Applicant | Description | Water |
| David Crumbaker | NE/4, Sec. 5, | Solomon River |
| MLC Farms, Inc. | T10S, R5W, | Basin |
| Route 4, Box 3 | Ottawa County | |
| Beloit, KS 67420 | | Land to the thing |

Kansas Permit No. A-SOOT-S011

This is an existing facility for 2,000 head (800 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: A livestock waste management plan for the facility shall be developed. The plan shall cover, but not be limited to, the following items: handling and disposal equipment for both solid and liquid wastes, land application practices used to protect against runoff and leaching, waste application rates based on crop nutrient utilization, and identification of adequate land areas for application of all wastes. Detailed guidance and requirements will be provided by the department. A plan shall be submitted to the department within six months following receipt of detailed requirements. The approved plan will become part of this permit.

| Name and Address | Legal | Receiving |
|--------------------------|----------------|--------------|
| of Applicant | Description | Water |
| Tim Iwig | SE/4, Sec. 13, | Kansas River |
| 3220 Tecumseh Road | T12S, R16E, | Basin |
| Tecumseh, KS 66542 | Shawnee County | |
| Kansas Permit No. A-KSSN | J-M003 | |

Kansas Permit No. A-KSSN-M00

Correction: Originally published March 13, 1997, with incorrect legal description.

This is an existing facility for 80 head (112 animal units) of dairy cattle. Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: The waste management plan developed by the designer and approved by the department shall be adhered to as a condition of this permit. The plan calls for nutrient analysis of both liquids and solids with applications to meet crop nutrient needs. If wastes are not analyzed for nutrient content, wastewater shall be applied at not greater than 1 acre inch per acre per year and solids shall be applied at not greater than 18 ton per acre.

| | Legal Description | Receiving Water |
|------------------------|-------------------|--------------------------|
| Overmiller Farms, Inc. | SE/4, Sec. 36, | Solomon River |
| Route 2, Box 133 | T1S, R13W, | Basin |
| Smith Center, KS 66967 | Smith County | |
| Kansas Permit No. A-SC | SM-S008 | The second of the second |

This is an existing expansion facility for 943 head (377 animal units) of swine.

Wastewater Control Facilities: Wastewater will be impounded for subsequent application to agricultural land for beneficial use. Wastewater storage capacity is provided which meets or exceeds KDHE minimum requirements.

Compliance Schedule: None, existing controls adequate.

Public Notice No. KS-97-055/058

| Name and Address | | Type of |
|--------------------------|------------------|------------------|
| of Applicant | Waterway | Discharge |
| Oak Hill Mobile Home Pa | ark Neosho River | Treated domestic |
| Norma and Chet Hiatt | | wastewater |
| 1908 S. Locust | via Cow Creek | |
| Pittsburg, KS 66762-6228 | | |

Kansas Permit No. C-NE57-OO02 Federal Permit No. KS-0085782 Location: S34, T30S, R24E, Crawford County

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing wastewater treatment facility. The facility is a two-cell wastewater stabilization lagoon system. The proposed permit contains a schedule of compliance requiring the permittee to obtain the services of a KDHE-certified operator. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria,

and are technology based.

| Name and Address of Applicant | Waterway | Type of Discharge |
|-------------------------------|------------------------------------|----------------------|
| City of Garnett | Crystal Lake | Once-through |
| Garnett Municipal Electric | | cooling water |
| Plant | Marketina (Marketina) Paramatan | |

P.O. Box H Garnett, KS 66032

Kansas Permit No. I-MC13-CO01 Federal Permit No. KS-0084191

Location: 1600 S. Walnut, Garnett, Kansas

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing once-through cooling water discharge for the Garnett Municipal Electric Plant. This facility is a standby electrical generating station used for peaking and emergency power. Raw water from Crystal Lake is used for once-through cooling water and returned back to the lake. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

| Name and Address of Applicant | Waterway | Type of Discharge |
|--|--------------------------------------|------------------------|
| Industrial Gases of Wichita P.O. Box 1152 | Arkansas River via Chisholm Creek | Process and stormwater |
| Tulsa, OK 74101 | wastewater via | |
| | storm sewer | g to war it is |

Kansas Permit No. I-AR94-PO63 Federal Permit No. KS-0000221

Location: 550 E. 17th, Wichita, KS 67214

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing lagoon wastewater treatment system. This facility primarily manufactures and repackages acetylene gas and industrial welding grade gases (argon, helium, nitrogen, oxygen and carbon dioxide) for industrial purposes. Lime sludge, a by-product, is stored in three earthen lagoons on the plant site. Total flow to the storm sewer is about 23,290 gpd. The effluent limitations are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria, and are water quality based.

| Name and Address | | Type of |
|---------------------------|------------------|----------------|
| of Applicant | Waterway | Discharge |
| J.H. Shears' Sons, Inc. | Neosho River via | Quarry |
| Nelson Quarry | Eagle Creek via | dewatering |
| P.O. Box 1605 | Four Mile Creek | and stormwater |
| Hutchinson, KS 67504-1605 | | |

Kansas Permit No. I-NE33-PO01 Federal Permit No. KS-0086657

Location: NE1/4, S3, T21S, R13E, Lyon County, Kansas

Facility Description: The proposed action is to re-issue an existing permit for operation of an existing quarry. The facility is a limestone quarrying and crushing operation with washing. All washwater is recycled via settling ponds. The only discharge is quarry pit dewatering and uncontaminated stormwater runoff. The permit requirements are pursuant to Kansas surface water quality standards, K.A.R. 28-16-28(b-f), and federal surface water criteria.

Written comments on the draft permits must be submitted to the attention of Lisa Duncan for agricultural permits or to the permit clerk for all other permits, Kansas Department of Health and Environment, Division of Environment, Bureau of Water, J Street and 2 North, Forbes Field, Building 283, Topeka, 66620. All comments postmarked or received on or before May 23 will be considered in the formulation of final determinations regarding this public notice. Please refer to the appropriate public notice number (KS-AG-97-94/101, KS-97-055/058) and the name of applicant as listed when preparing comments.

If no objections are received during the public notice period, the Secretary of Health and Environment will issue the final determination. If response to this notice indicates significant public interest, a public hearing may be held in conformance with state regulation 28-16-61 (28-46-21 for UIC). Media coordination for publication and/or announcement of the public notice or public hearing is handled by the Kansas Department of Health and Environment.

The applications, proposed permits, including proposed effluent limitations and special conditions, fact sheets as appropriate, comments received, and other information are on file and may be inspected at the Kansas Department of Health and Environment offices, Building 283, Forbes Field, Topeka, from 8 a.m. to 5 p.m. Monday through Friday. The documents are available upon request at the copying cost assessed by KDHE. Additional copies of this public notice also may be obtained at the Division of Environment.

James J. O'Connell Secretary of Health and Environment

Kansas Military Board

Notice of Meeting

The Kansas Military Board of the Adjutant General's Department will meet at 10 a.m. Tuesday, May 13, at the Kansas Regional Training Center, Building 365, Classroom 1, 2930 Scanlan Ave., Salina. An agenda may be obtained by contacting Charles Bredahl at (913) 274-1004.

Charles G. Bredahl Special Assistant to The Adjutant General

Doc. No. 019021

State of Kansas

Department of Health and Environment

Request for Comments

The Kansas Department of Health and Environment is seeking public comments on the trial burn plan for the Aptus, Inc. incinerator located in Coffeyville, Kansas, in connection with the hazardous waste incinerator operating parameter redemonstration process.

Aptus has been permitted to operate a commercial hazardous waste storage and incineration facility at the Coffeyville industrial park since July 1991. The incinerator is capable of treating hazardous waste in the form of pumpable and containerized liquids, solids and sludges, and bulk solids. The current permit allows Aptus to accept hazardous waste, including dioxin wastes, from off-site

sources for storage and incineration.

The original hazardous waste permit was issued to Aptus on July 27, 1991, for a term of 10 years. The permit allowed the incineration of dioxin coded hazardous wastes (EPA waste codes F020, F021, F022, F023, F026, F027 and/or F028) upon demonstration of a 99.9999 percent destruction and removal efficiency (DRE) on selected difficult to destroy principal organic hazardous constituents (POHCs). Conditions in the original permit were established from demonstrated operating conditions in a trial burn conducted in August 1990. On April 27, 1993, modified permit pages were issued to allow incineration of dioxin waste, based on operating parameters demonstrated in a trial burn conducted in November 1991.

The hazardous waste permit requires that the incinerator operating parameters be demonstrated at five-year intervals, beginning with the effective date of the original permit (July 27, 1991). KDHE provided Aptus with an extension of one year to the originally scheduled date of July 27, 1996, for incinerator redemonstration. The extension was based on Aptus' willingness to install a technologically advanced carbon injection system (CIS) for further reduction in emissions. Although this system is not completely ready, Aptus will conduct demonstration runs for the CIS during this trial burn.

The purpose of this trial burn is to demonstrate that the incinerator continues to achieve each of the incineration operating parameters specified in the permit that cannot be monitored on a continuous basis; namely, the DRE and

metals removal efficiency. Conducting DRE testing demonstrates the incinerator's ability to achieve 99.9999 percent destruction and removal efficiency for KDHE selected surrogate and difficult to destroy principal organic hazardous constituents (POHCs). The metals' system removal efficiency is used to demonstrate compliance with the metal emission rate limitations specified in the permit.

A copy of the trial burn plan is available for public review at the following locations:

Coffeyville Public Library 311 W. 10th Coffeyville, 67337 Librarian: Karyl L. Buffington (316) 251-1370

Kansas Dept. of Health and Environment Central Office Forbes Field, Building 740 Topeka, 66620-0001 Contact: Mostafa Kamal (913) 296-1609

Kansas Dept. of Health and Environment Southeast District Office 1500 W. 7th Chanute, 66720 Contact: David Stutt (316) 431-2390

U.S. Environmental Protection Agency Region 7 Office 726 Minnesota Ave. Kansas City, KS 66101 Contact: John Smith (913) 551-7845

Comments related to the trial burn plan should be directed in writing to Mostafa Kamal, Chief; Hazardous Waste Facilities Unit, Permits Section, Forbes Field, Building 740, Topeka, 66620-0001. Comments must be postmarked on or before the expiration of the date of the public comment period, which is May 30, 1997.

KDHE will consider relevant comments from the public and assure that these comments are addressed appropriately before granting approval of the trial burn plan. KDHE is reviewing the trial burn plan concurrently with the public notice period in order to meet the time constraints involved in this process. The trial burn is scheduled to be conducted in July 1997 to verify that the current operating parameters for the incinerator remain adequate. Upon review of the trial burn report, it may be necessary to modify the permitted operating parameters. If this is the case, a second public participation process will be initiated before revised operating parameters are approved.

James J. O'Connell Secretary of Health and Environment

Kansas Development Finance Authority

Notice of Hearing

A public hearing will be conducted at 10 a.m. Friday, May 9, in the Florentine Room of Jayhawk Tower, first floor, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue its Agricultural Development Revenue Bonds for the projects numbered below, in the respective maximum principal amount, Each bond will be issued to assist the respective borrower named below (who will be the owner and operator of the respective project) to finance the cost in the amount of the bond of acquiring the respective projects or for the purpose of refunding a bond previously issued to finance the respective project. Each project shall be located as shown:

Project No. 000332, Maximum Principal Amount: \$28,250. Owner/Operator: Garland L. and Georgia A. Rucker. Description: Acquisition of 90 acres of agricultural land, fencing and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 18, Township 7, Morris County, Kansas, and Section 13, Lyon Township, Dickinson County, Kansas; approximately 1 mile south of Herington on Highway 77.

Project No. 000333, Maximum Principal Amount: \$26,620. Owner/Operator: Mitchell E. and Cindy Ross. Description: Acquisition of 30 cow/calf pairs and one bull to be used by the owner/operator for farming purposes. Location: Section 2, Alcona Township, Rooks County, Kansas; approximately 13 miles south of Logan to G Road, east 2½ miles between 5 and 6 Road.

Project No. 000338, Maximum Principal Amount: \$108,000. Owner/Operator: Robert K. and Faye M. Lupfer. Description: Acquisition of 160 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Section 1, Township 23, Hodgeman County, Kansas (152 acres), and Section 35, Township 23, Hodgeman County, Kansas; approximately 5 miles east of Jetmore.

Project No. 000339, Maximum Principal Amount: \$77,000. Owner/Operator: Phillips R. and Korin M. Poppe. Description: Acquisition of 280 acres of agricultural land and related improvements and equipment to be used by the owner/operator for farming purposes. Location: Sections 13 and 24, Township 3, Republic County, Kansas; approximately 3 miles south and ¼ mile east of Chester, Nebraska, on U.S. Highway 81.

Each bond, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will it be an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. Each bond will be payable solely and only from amounts received from the respective borrower, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on each bond as and when it shall become due.

All individuals attending the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bond for the purpose of financing the respective project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding any of the projects described above may be obtained by contacting the Authority.

Any individual affected by any of the above described projects may, at or prior to the hearing, file a written request with the Authority that a local hearing be held on the proposal to issue a bond to finance said project. A local hearing, if requested, would be conducted in the county where the project in question is located.

Wm. F. Caton President

Doc. No. 019025

State of Kansas

Department of Transportation

Notice to Contractors

Sealed proposals for road and bridge work in the following Kansas counties will be received at the office of the Chief of Construction and Maintenance, KDOT, Topeka, until 2 p.m. May 21, and then publicly opened:

District One—Northeast

Doniphan—22 C-3445-01—County road, from K-238 at Elwood west to U.S. 36, 1.2 miles (1.9 kilometers), surfacing. (State Funds)

Jefferson—44 C-3239-01—County road, 2.2 miles (3.5 kilometers) west and 7 miles (11.3 kilometers) south of McLouth, 0.14 mile (0.24 kilometers), grading and bridge. (Federal Funds)

Johnson—46 N-0085-01—151st and Brougham Street in Olathe, intersection improvement. (Federal Funds)

Shawnee—89 K-6683-01—Various bridges on U.S. 24 and I-70, mudjacking. (State Funds)

Districtwide—106 K-6684-01—Various locations on I-435, I-670, U.S. 69, U.S. 73 and K-10, mudjacking. (State Funds)

District Two—Northcentral

McPherson—56-59 K-5489-01—U.S. 56, from the junction of K-153, east to Hickory Street in McPherson, 0.4 mile (0.7 kilometer), grading and surfacing. (State Funds)

Lincoln—18-53 K-6578-01—K-18, from the Russell-Lincoln county line, east to the Lincoln-Ottawa county line, 31.6 miles (50.9 kilometers), sealing. (State Funds)

Ottawa—18-72 K-6580-01—K-18, from the Lincoln-Ottawa County line east to the U.S. 81 junction, 15.4 miles (24.8 Kilometers), sealing. (State Funds)

Washington—36-101 K-6707-01—U.S. 36, from the Republic-Washington county line east to the east city limits (continued)

of Washington, 16.4 miles (26.4 kilometers), sealing. (State Funds)

Republic—36-79 K-6708-01—U.S. 36, from the east city limits of Belleville, east to the Republic-Washington county line, 13.7 miles (22.1 kilometers), sealing. (State Funds)

District Three—Northwest

Rawlins—36-77 K-6704-01—U.S. 36, 11.7 miles (18.9 kilometers) east of the Cheyenne-Rawlins county line, east 10 miles (16.2 kilometers), sealing. (State Funds)

Sheridan—23-90 K-6219-01—K-23, Bridges 16 and 19, south and north fork Solomon River and Bridge 18 south Bow Creek, bridge overlay. (State Funds)

Trego—283-98 K-5491-01—U.S. 283, from I-70 north to Barclay Avenue in WaKeeney, 0.4 mile (0.6 kilometer), grading and surfacing. (State Funds)

Trego—70-98 M-1857-01—I-70, eastbound and westbound safety rest area east of WaKeeeney, rest area improvement. (State Funds)

District Four—Southeast

Crawford—146-19 K-5555-01—K-146 Slough Creek Bridge (044), 1.3 miles (2.1 kilometers) east of the Neosho-Crawford county line, bridge replacement. (Federal Funds)

Crawford—57-19 K-6222-01—K-57, Bridge 019, Neo-sho River drainage, bridge repair. (State Funds)

Crawford—69-19 K-6439-01—U.S. 69, from the junction of K-126 southbound on the south end of the intersection in Pittsburg, bridge repair. (State Funds)

Franklin—30 C-3374-01—Various locations in Franklin County, signing. (Federal Funds)

Labette—59-50 K-4359-02—U.S. 59, Bridge 1.5 miles (2.4 kilometers) north of Oswego, grading and surfacing. (Federal Funds)

Labette 59-50 K-6223-01—U.S. 59, Bridges 003 and 005, Labette Creek drainage, bridge repair. (State Funds)

Miami—69-61 K-6225-01—Bridge 014, County Route 0460 over U.S. 69, bridge overlay. (State Funds)

Miami—169-61 K-6227-01—U.S. 169, Bridge 053 over K-7, south of Osawatomie, bridge overlay. (State Funds)

Montgomery—169-63 K-6228-01—U.S. 169, Bridge 052, Big Hill Creek, bridge overlay. (State Funds)

District Five—Southcentral

Butler—254-8 K-5059-02—K-254, from the Sedgwick-Butler county line east to Santa Fe Lake Road, 7.2 miles (11.6 kilometers), surfacing. (State Funds)

Butler—254-8 K-5060-02—K-254, 1.2 miles (1.9 kilometers) east of Santa Fe Lake Road east to K-196, 5 miles (8 kilometers), surfacing. (State Funds)

Kingman—54-48 K-5493-01—U.S. 54, Douglas Street to Hendersen Street in Cunningham, 0.2 mile (0.3 kilometer), shoulder reconstruction and curb and gutter. (State Funds)

Pratt—54-76 K-5035-01—U.S. 54, from K-61 at the east city limits of Pratt, east to the Pratt-Kingman county line, 13.8 miles (22.2 kilometers), grading, bridge and surfacing. (Federal Funds)

Sedgwick—254-87 K-5058-02—K-254, from east of Woodlawn Avenue, east to the Sedgwick-Butler county line, 6 miles (9.7 kilometers), surfacing. (State Funds)

Statewide—106 K-5928-97—Various locations in District Five, 365 miles (587 kilometers), signing. (State Funds)

Sedgwick—54-87 K-6651-01—U.S. 54 from K-42, east 3.5 miles (5.6 kilometers), pavement marking. (State Funds)

Sedgwick—135-87 K-6652-01—I-135 from 17th Street, south to Pawnee Street in Wichita, 4.9 miles (8 kilometers), pavement marking. (State Funds)

Sedgwick—87 N-0078-01—29th Street Bridge east of Oliver Street in Wichita, 0.01 mile (0.02 kilometer), grading and bridge. (Federal Funds)

District Six—Southwest

Finney—28 C-3323-01—County road, 0.5 mile (0.8 kilometer), south of Pierceville, 0.3 mile (0.5 kilometer), grading and bridge. (Federal Funds)

Finney—50-28 K-6438-01—East junction of U.S. 83 and U.S. 50B, southeast of Garden City, traffic signals. (State Funds)

Ford—29 C-3371-01—14th Street from U.S. 56 north to McArtor Street in Dodge City, 0.9 mile (1.5 kilometers), grading and surfacing. (Federal Funds)

Ford—50-29 K-6550-01—U.S. 50, 1 mile (1.6 kilometers) east of County Route 257, east to the Ford-Edwards county line, 9.3 miles (14.9 kilometers), sealing. (State Funds)

Grant—25-34 K-5554-01—K-25, north fork Cimarron River Bridge (005), 0.8 mile (1.3 kilometers) south of U.S. 160, bridge replacement. (Federal Funds)

Proposals will be issued upon request to all prospective bidders who have been prequalified by the Kansas Department of Transportation on the basis of financial condition, available construction equipment and experience. Also, a statement of unearned contracts (Form No. 284) must be filed. There will be no discrimination against anyone because of race, age, religion, color, sex, handicap

or national origin in the award of contracts. Each bidder shall file a sworn statement executed by or on behalf of the person, firm, association or corporation submitting the bid, certifying that such person, firm, association or corporation has not, either directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with the submitted bid. This sworn statement shall be in the form of an affidavit executed and sworn to by the bidder before a person who is authorized by the laws of the state to administer oaths. The required form of the affidavit will be provided by the state to each prospective bidder. Failure to submit the sworn statement as part of the bid-approval package will make the bid nonresponsive and not eligible for award consideration.

Plans and specifications for the projects may be examined at the office of the respective county clerk or at the KDOT district office responsible for the work.

E. Dean Carlson Secretary of Transportation

(Published in the Kansas Register April 24, 1997.)

City of Oskaloosa, Kansas

Notice to Bidders

The City of Oskaloosa is accepting sealed bids for the Courthouse Square storm sewer, curb and guttering improvement project. All plans, specifications and other related documents may be obtained at Oskaloosa City Hall, 605 Delaware, between 8 a.m. and 5 p.m. Sealed bids will be opened at 8 p.m. May 1 at the City Council meeting. Bids must be received at the City Hall not later than 1:30 p.m. May 1. All bids received after that time will be returned unopened. The City of Oskaloosa reserves the right to accept or refuse any or all bids. The City of Oskaloosa is an equal opportunity employer.

Doug Schwinn Oskaloosa City Clerk

Doc. No. 019043

State of Kansas Kansas Development Finance Authority Notice of Hearing

A public hearing will be conducted at 10 a.m. Friday, May 9, in the Florentine Room of the Jayhawk Tower, first floor, 700 S.W. Jackson, Topeka, on the proposal for the Kansas Development Finance Authority to issue approximately \$1,400,000 principal amount of Housing Development Revenue Bonds for Four Seasons Venture, L.L.C., a Kansas limited liability company (the developer). The bonds will be issued, pursuant to K.S.A. 74-8901 et seq., to finance costs of acquisition, rehabilitation and equipping of Four Seasons Apartments and related improvements and equipment to be used for public housing purposes. Four Seasons Apartments consist of 53 one- and two-bedroom units located at 9506 W. 87th, Overland Park, Johnson County, Kansas.

The bonds, when issued, will be a limited obligation of the Kansas Development Finance Authority and will not constitute a general obligation or indebtedness of the State of Kansas or any political subdivision thereof, including the Authority, nor will the bonds constitute an indebtedness for which the faith and credit and taxing powers of the State of Kansas are pledged. The bonds will be payable solely and only from amounts received from the developer, the obligation of which will be sufficient to pay the principal of, interest and redemption premium, if any, on the bonds as and when they shall become due.

All individuals attending the hearing will be given an opportunity to express their views for or against the proposal to issue any specific bonds for the purpose of financing the project, and all written comments previously filed with the Authority at its offices at Suite 1000, Jayhawk Tower, 700 S.W. Jackson, Topeka, 66603, will be considered. Additional information regarding the project may be obtained by contacting the Authority.

Wm. F. Caton President

Doc. No. 019026

State of Kansas

Kansas Insurance Department

Notice of Creation of Pharmacy Network

Pursuant to K.S.A. 40-2,153, the Commissioner of Insurance is publishing notice that a pharmacy network has been created in the State of Kansas: The Principal Health Care Pharmacy Network. For further information, contact Anne Haught at the Kansas Insurance Department, (913) 296-3071.

Kathleen Sebelius Commissioner of Insurance

Doc. No. 019014

(Published in the Kansas Register April 24, 1997.)

Summary Notice of Bond Sale \$3,500,000 Unified School District No. 408 Marion County, Kansas (Marion) General Obligation School Building Bonds Series 1997

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated April 14, 1997, sealed bids will be received by the clerk of Unified School District No. 408, Marion County, Kansas (Marion) (the issuer), on behalf of the governing body at the office of the Board of Education, 101 N. Thorp, Marion, KS 66861-1125, until 7 p.m. May 1, 1997, for the purchase of \$3,500,000 principal amount of General Obligation School Building Bonds, Series 1997. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated May 1, 1997, and will become due on September 1 in the years as follows:

| Year | | Principal Amount |
|------|--|----------------------------|
| 1998 | | \$190,000 |
| 1999 | | 220,000 |
| 2000 | | 290,000 |
| 2001 | | 320,000 |
| 2002 | $A_{ij} = A_{ij} = A$ | 345,000 |
| 2003 | | 370,000 |
| 2004 | | 395,000 |
| 2005 | | 425,000 |
| 2006 | | 455,000 |
| 2007 | | 490,000 |
| | | The State of the Australia |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on March 1 and September 1 in each year, beginning March 1, 1998.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

(continued)

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$70,000 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before May 28, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$22,178,758. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold, is \$3,500,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 382-2117, or from the financial advisor, Ranson & Associates, Inc., 250 N. Rock Road, Suite 150, Wichita, KS 67206-2241, Attention: Stephen E. Shogren, (316) 681-3123.

Dated April 14, 1997.

Unified School District No. 408 Marion County, Kansas (Marion)

Doc. No. 019019

(Published in the Kansas Register April 24, 1997.)

Summary Notice of Bond Sale \$785,000

City of Sedgwick, Kansas General Obligation Bonds, Series 1997

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated April 21, 1997, sealed bids will be received by the clerk of the City of Sedgwick, Kansas (the issuer), on behalf of the governing body at City Hall, 511 N. Commercial, Sedgwick, KS 67135, until 7:30 p.m. May 5, 1997, for the purchase of \$785,000 principal amount of General Obligation Bonds, Series 1997. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated June 1, 1997, and will become due on October 1 in the years as follows:

| Year | Principal Amount |
|---------------|---------------------|
| 1998 | \$40,000 |
| 1999 | 55,000 |
| 2000 | 60,000 |
| 2001 | 60,000 |
| 2002 | 60,000 |
| 2003 | 70,000 |
| 2004 ; | 70,000 |
| 2005 | 75,000 |
| 2006 | 80,000 |
| 2007 | 80,000 |
| | 25,000 |
| 2009 | 25,000 |
| 2010 | 25,000 |
| 2011 | 30,000 |
| 2012 | 30,000 |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 1998.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$15,700 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before June 4, 1997, at DTC or such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$5,429,336. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$905,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 772-5151, or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Boully, (316) 264-9351.

Dated April 21, 1997.

City of Sedgwick, Kansas

(Published in the Kansas Register April 24, 1997.)

Summary Notice of Sale City of Lawrence, Kansas

\$7,160,000* General Obligation Temporary Notes Series 1997-A

> \$2,975,000* General Obligation Bonds Series X 1997

(General obligations payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of sale and preliminary official statement, sealed bids will be received by the city clerk of the City of Lawrence, Kansas, on behalf of the governing body at City Hall, 6 E. 6th, Lawrence, KS 66044, until 11 a.m. Tuesday, May 6, 1997, for the purchase of \$7,160,000* General Obligation Temporary Notes, Series 1997-A and \$2,975,000* General Obligation Bonds, Series X 1997. No bid of less than the entire principal amount of the bonds or less than 99.50 percent of the entire principal amount of the notes, as applicable, and accrued interest to the date of delivery will be considered.

Note Details

The notes will consist of fully registered notes in the denomination of \$5,000 or any integral multiple thereof. Notes shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payment of principal of and interest on the notes will be made. Individual purchases of notes will be made in book-entry form only. Purchasers will not receive certificates representing their interest in notes purchased. The notes will be dated May 1, 1997, and will become due June 1, 1998, subject to redemption as set forth in the preliminary official statement. The notes will bear interest from the dated date at rates to be determined when the notes are sold, and interest will be payable semiannually on December 1, 1997, and June 1, 1998 (or earlier redemption date). The Lawrence City Treasurer will be the paying agent and note registrar for the notes.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds shall initially be registered in the name of Cede & Co., as nominee of the Depository Trust Company, New York, New York, to which payment of principal of and interest on the bonds will be made. Individual purchases of bonds will be made in book-entry form only. Purchasers will not receive certificates representing their interest in bonds purchased. The bonds will be dated May 1, 1997, and will become due on September 1 in the years as follows, subject to redemption as set forth in the preliminary official statement:

| Year | Amount |
|------|-----------|
| 1997 | \$325,000 |
| 1998 | 250,000 |
| 1999 | 260,000 |

Principal

| 2000 | 265,000 |
|------|---------|
| 2001 | 280,000 |
| 2002 | 290,000 |
| 2003 | 300,000 |
| 2004 | 320,000 |
| 2005 | 335,000 |
| 2006 | 350,000 |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold, and interest will be payable semiannually on March 1 and September 1 in each year, beginning September 1, 1997. The Kansas State Treasurer, Topeka, Kansas, will be the paying agent and bond registrar for the bonds.

Good Faith Deposit

Each bid for the notes shall be accompanied by a good faith deposit in the form of a cashier's or certified check or a financial surety bond in the amount of 1 percent of the principal amount of the notes. Each bid for the bonds shall be accompanied by a good faith deposit in the form of a cashier's or certified check or financial surety bond in the amount of 2 percent of the principal amount of the bonds.

Delivery

The city will pay for the preparation of the notes and the bonds. The city will deliver the notes and the bonds in book-entry form only through the facilities of the Depository Trust Company, New York, New York.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1997 is \$446,376,749. The total general obligation indebtedness of the city as of the date of the bonds, including the bonds and notes being sold, is \$62,370,000.

Approval of Bonds

The bonds and notes will be sold subject to the legal opinion of Gilmore & Bell, P.C., Kansas City, Missouri, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the city and delivered to the successful bidder as and when the bonds/notes are delivered.

Additional Information

Additional information regarding the bonds and notes may be obtained from the city clerk or the city's director of finance, (913) 832-3214, or from bond counsel, Gilmore & Bell, P.C., 700 W. 47th, Suite 400, Kansas City, MO 64112, (816) 931-7500.

Dated April 15, 1997.

City of Lawrence, Kansas By Raymond J. Hummert Lawrence City Clerk Lawrence City Hall 6 E. 6th Lawrence, KS 66044 (913) 832-3000

*Preliminary; subject to change.

(Published in the Kansas Register April 24, 1997.)

Summary Notice of Bond Sale \$1,202,000 City of Manhattan, Kansas **General Obligation Bonds** Series 202

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated April 2, 1997, sealed bids will be received by the clerk of the City of Manhattan, Kansas (the issuer), on behalf of the governing body at City Hall, 1101 Poyntz Ave., Manhattan, KS 66502, until 4 p.m. May 6, 1997, for the purchase of \$1,202,000 aggregate principal amount of General Obligation Bonds, Series 202. No bid shall be for less than 98.5 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

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The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated May 1, 1997, and will become due on November 1 in the years as follows:

| Year | Principal Amount |
|------|---------------------|
| 1998 | \$67,000 |
| 1999 | 65,000 |
| 2000 | 70,000 |
| 2001 | 75,000 |
| 2002 | 75,000 |
| 2003 | 80,000 |
| 2004 | 80,000 |
| 2005 | 90,000 |
| 2006 | 90,000 |
| 2007 | 95,000 |
| 2008 | 35,000 |
| 2009 | 35,000 |
| 2010 | 35,000 |
| 2011 | 40,000 |
| 2012 | 40,000 |
| 2013 | 40,000 |
| 2014 | 45,000 |
| 2015 | 45,000 |
| 2016 | 50,000 |
| 2017 | 50,000 |
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The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on November 1 and May 1 in each year, beginning November 1, 1997.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of 2 percent of the principal amount of such series of bonds.

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before June 12, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1996 is \$192,507,743. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$37,810,500.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the director of finance or from the financial advisor, George K. Baum & Company, 100 N. Main, Suite 810, Wichita, KS 67202, Attention: Charles M. Boully, (316) 264-9351.

Dated April 2, 1997.

City of Manhattan, Kansas (316) 264-9351.

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Doc. No. 019023

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(Published in the Kansas Register April 24, 1997)

Summary Notice of Bond Sale \$262,675.34 City of St. Marys, Kansas General Obligation Bonds Series 1997A (Streets and Sewer)

(General obligation bonds payable from 🌁 unlimited ad valorem taxes)

Sealed Bids

and a transport the first server the territory Subject to the official notice of bond sale and preliminary official statement dated April 24, 1997, sealed bids will be received by the city clerk of the City of St. Marys, Kansas (the issuer), on behalf of the governing body of the city at City Hall, 412 W. Bertrand, St. Marys, KS 66536, until 10 a.m. Tuesday, May 6, 1997, for the purchase of \$262,675,34 principal amount of General Obligation Bonds, Series 1997A (Streets and Sewer). No bid of less than the entire par value of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof, except one bond in the denomination of \$7,675.34. The bonds will be dated May 1, 1997, and will become due on October 1 in the years as follows:

| Year | | Amount |
|------|------------|-------------|
| 1998 | | \$.7,675.34 |
| 1999 | ** | 10,000.00 |
| 2000 | <u>.</u> : | 15,000.00 |

| 2001 | 15,000.00 |
|------|-----------|
| 2002 | 15,000.00 |
| 2003 | 15,000.00 |
| 2004 | 15,000.00 |
| 2005 | 15,000.00 |
| 2006 | 20,000.00 |
| 2007 | 20,000.00 |
| 2008 | 20,000.00 |
| 2009 | 20,000.00 |
| 2010 | 25,000.00 |
| 2011 | 25,000.00 |
| 2012 | 25,000.00 |

The bonds will be subject to optional redemption prior to maturity as provided in the official notice of bond sale and preliminary official statement.

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semiannually on April 1 and October 1 in each year, beginning April 1, 1998.

Paying Agent and Bond Registrar

The Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a cashier's or certified check drawn on a bank located in the United States of America in the amount of \$5,253.51 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder without cost to the successful bidder within 45 days after the date of sale.

Assessed Valuation and Indebtedness

The total assessed valuation of taxable tangible property in the city for the year 1996 is \$7,208,697. The total general obligation indebtedness of the issuer as of the date of the bonds, including the bonds being sold, is \$667,175.34.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Nichols and Wolfe Chartered, Topeka, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the city clerk, (913) 437-2311.

Dated April 24, 1997.

City of St. Marys, Kansas Katherine S. DeMars, City Clerk City Hall 412 W. Bertrand St. Marys, KS 66536 (913) 437-2311

State of Kansas

Kansas Commission on Governmental Standards and Conduct

Advisory Opinion No. 97-10

Written April 10, 1997, to Laura Johnson, Deputy Director, Department of Revenue, Topeka.

This opinion is in response to your letter of March 24, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 et seq.). We note at the outset that the commission's jurisdiction concerning your question is limited to the application of K.S.A. 46-215 et seq., and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as the deputy director for the Division of Property Valuation within the Department of Revenue, and on behalf of a member of your staff. You advise us that your division is responsible for assuring the administration of a uniform and accurate property tax. The property tax primarily funds local services, including local subdivisions of government. The counties value the property, compute the mill levy and collect the tax. Your division assists and supervises the counties by educating county officials as well as the taxpayers.

You further advise us that a staff member of your division has been offered a free seminar registration by a county. The seminar relates to mapping, which is part of the overall appraisal process. The staff member is currently responsible for writing mapping course material for the counties, teaching mapping classes and providing support to the counties. This person is not involved in any substantial compliance reviews of the county.

You advised our staff by telephone that the seminar will be held in California and the registration fee is \$895.00. You also advised our staff that the Department of Revenue would pay for all the travel and lodging expenses involved, and that your agency felt it was important for the member to attend the seminar.

Question

Is it permissible, under the state level conflict of interest laws, for a staff member of the Division of Property Valuation to receive a complimentary seminar registration from a county?

Opinion

K.S.A. 46-237(a) applies to your question. That subsection states:

No state officer or employee, candidate for state office or state officer elect shall accept, or agree to accept any economic opportunity, gift, loan, gratuity, special discount, favor, hospitality, or service having an aggregate value of \$40 or more in any calendar year from any one person known to have a special interest, under circumstances where such person knows or should know that a major purpose of the donor is to influence such person in the

(continued)

performance of their official duties or prospective official

K.S.A. 46-228 in pertinent part defines "special interest" to mean:

... an interest of any person ... in the action or nonaction of any state agency or state officer or employee upon any matter affecting such person. . . .

In applying these sections to your question, we first note that the county would hold a "special interest" in the staff member, and as a general rule the staff member could not receive a gift in excess of \$40 from the county. However, this commission has consistently held that in situations where the state agency authorizes and is willing to pay for the costs of attending the seminar, and the seminar serves a valid state interest, the state is being benefitted rather than the individual employee.

Therefore, so long as your agency authorizes and is willing to pay for the trip, the staff member may accept the complimentary registration to attend the seminar.

Advisory Opinion No. 97-11

Written April 10, 1997, to Eric Hayashi, Executive Director, Kansas Arts Commission, Topeka.

This opinion is in response to your letter of March 28, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the application of K.S.A. 46-215 et seq. We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 et seg., and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as executive director of the Kansas Arts Commission. You advise us that when members of the commission serve as board members for organizations that apply for funding from the commission, the commissioners abstain from voting.

Question

When a member of the Kansas Arts Commission abstains from voting on awarding grants to organizations on which he or she serves as a board member, is the commissioner complying with the provisions of the state level conflict of interest laws?

Opinion

K.S.A. 46-233(a) applies to your situation. That subsection in pertinent part states:

No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed or in whose business such officer or employee or any member of such officer's or employee's immediate family has a substantial interest.

K.S.A. 46-229(d) defines "substantial interest" in part to mean:

If an individual or an individual's spouse holds the position of officer, director, associate, partner or proprietor of any business, the individual has a substantial interest in that business, irrespective of the amount of compensation received by the individual or individual's spouse.

In applying these sections to your question, any commissioner that serves, or whose spouse serves, as a board member of an organization holds a "substantial interest" in that organization (see K.S.A. 46-229 for other situations in which a "substantial interest" is held). Therefore, the commissioner would be prohibited from voting on awarding grants to that organization. Thus, by abstaining from voting in these situations, the commissioner has complied with the state level conflict of interest laws.

In closing, we note that in these situations the commissioner must completely abstain from participating in the awarding of the grant and refrain from discussing, in any manner, the awarding of the grant with other commissioners.

Advisory Opinion No. 97-12

Written April 10, 1997, to Kurt Shobe, Osage City.

This opinion is in response to your letter of March 19, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 et seq.). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 et seq., and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as an environmental geologist with the Kansas Department of Health and Environment. You advise us that you work with municipal solid waste landfills and hazardous landfills to assure these facilities are in compliance with Kansas regulations. You are responsible for review of groundwater monitoring systems, field work plans, sampling and analysis plans and statistical methods used to measure changes in the chemical composition of groundwater moving underneath the facilities. Your unit has a staff of seven geologists, each with a certain number of facilities for which he or she is a project manager.

You further advise us that you are contemplating the establishment of a consulting business in which you would assist facilities, or consultants hired by facilities, in designing and implementing the statistical methodology used to measure chemical composition changes in groundwater. This would consist of presenting seminars on the statistical options, design and implementation of the system and completion of status reports regarding

statistical results.

It is conceivable that a facility that wants to contract with your private business may be assigned to you as the project manager. If such a situation were to arise, it would be possible for another staff geologist to act as the project manager to review the facility. In addition, all correspondence with the facility must be reviewed and approved by your unit leader and section chief.

Question

Is it permissible, under the state level conflict of interest laws, for a state employee to oversee a facility that contracts with the employee's private business?

Opinion

We have reviewed the state level conflict of interest laws (K.S.A. 46-215 et seq.) in their entirety, and two sections may apply to your question. K.S.A. 46-235 states:

No state officer or employee shall accept compensation for performance of official duties, other than that to which such person is entitled for such performance. No person shall pay or offer to pay any state officer or employee any compensation for performance of official duties, except a state officer or employee performing official duties in making payments to state officers and employees. The receipt of wages or salary from an individual's non-state employer during a period of service as a state officer or employee shall not be construed as compensation for performance of official duties.

K.S.A. 46-286(a) states:

No state officer or employee, in the officer's or employee's official capacity, shall participate directly in the licensure, inspection or administration or enforcement of any regulation of or in any contract with any outside organization with which the officer or employee holds a position.

In applying K.S.A. 46-235 to your question, if it is part of your official state duties to present seminars on the statistical methodology used by the facilities, then you would be prohibited from receiving any compensation from the facilities for doing these seminars during offduty hours.

Whether or not K.S.A. 46-235 applies to your question, K.S.A. 46-286 would prohibit you from acting as the project manager for any facility that contracts with your private business. However, it would be permissible for a different environmental geologist to act as the project manager in such a situation. While it would be permissible for another staff member to act as project manager for any such facility, you could not, in any manner, participate in the oversight of the facility.

In closing, we do note that even if K.S.A. 46-235 does not apply, K.S.A. 46-238 would prohibit you from charging the facilities compensation substantially in excess of what other consultants would charge, and that K.S.A. 46-241 would prohibit you from using confidential information acquired in the course of your official state duties for personal economic gain.

Advisory Opinion No. 97-13

Written April 10, 1997, to Laura Johnson, Deputy Director, Department of Revenue, Topeka.

This opinion is in response to your letter of March 24, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 et seq.). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 et seq., and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as the deputy director for the Division of Property Valuation within the Department of Revenue, and on behalf of staff members of your division. You advise us that

some employees of your agency teach appraisal and property tax courses as part of their official state duties. The employees want to take on additional teaching assignments, and would then be compensated by organizations other than the Department of Revenue.

Question

Is it permissible for a state employee, who as part of his or her official state duties teaches certain courses, to be compensated for teaching these courses during offduty hours by organizations other than his or her own agency?

Opinion

K.S.A. 46-235 applies to your question. That section states:

No state officer or employee shall accept compensation for performance of official duties, other than that to which such person is entitled for such performance. No person shall pay or offer to pay any state officer or employee any compensation for performance of official duties, except a state officer or employee performing official duties in making payments to state officers and employees. The receipt of wages or salary from an individual's non-state employer during a period of service as a state officer or employee shall not be construed as compensation for performance of official duties.

K.S.A. 46-216 defines "compensation" as the following:

Any money, thing of value, or economic benefit conferred on, or received by, any person in return for services rendered, or to be rendered, by such person or another.

In applying these sections to your question, the employees would be prohibited from receiving "compensation" from anyone other than the Department of Revenue for the performance of their official state duties. Thus, since it is part of the employees' official state duties to teach these courses, they would be prohibited from receiving "compensation" for teaching the courses from anyone other than the state.

Advisory Opinion No. 97-14

Written April 10, 1997, to Kevin Steele, Employment Preparations Chief, Social and Rehabilitation Services, Topeka.

This opinion is in response to your letter of April 2, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the state level conflict of interest laws (K.S.A. 46-215 et seq.). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 46-215 et seq., and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion in your capacity as the Employment Preparation Services Chief for the Kansas Department of Social and Rehabilitation Services (SRS), and on behalf of an employee of your division. You advise us that your division has a program for cash assistance recipients to receive work experience. In this program, participants are assigned to various public and

private work sites to gain employment experience. SRS employment preparation services (EPS) assign the participants to the work sites. The public or private employers act as work site supervisors interviewing and helping in the selection process

An EPS worker in your division is also a private business owner. He would like to make his business available as a work experience site for SRS clients. The EPS worker would not be involved with the SRS cases of the participants who may be assigned to the work site.

Question

Based on this factual statement, we understand you ask us the following questions:

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1. Would it be permissible under the conflict of interest laws for SRS to develop a work site at the EPS worker's private business?

2. If a work site placement is permissible, would it also be permissible for the EPS worker to act as the work site supervisor in the interview and selection process? รัฐและวันที่สำรัจที่ที่เป็นที่สำรัฐเรื่องจะได้เรื่อง เลิกที่เปลี่ยน (การเก็บสามารถ

Opinion

We have reviewed the state level conflict of interest laws (K.S.A. 46-215 et seq.) in their entirety, and two sections may apply to your questions. K.S.A. 46-233(a) in pertinent part states:

No state officer or employee shall in the capacity as such officer or employee be substantially involved in the preparation of or participate in the making of a contract with any person or business by which such officer or employee is employed or in whose business such officer or employee or any member of such officer's or employee's immediate family has a substantial interest. . . .

K.S.A. 46-286(a) states:

No state officer or employee, in the officer's or employee's official capacity, shall participate directly in the licensure, inspection or administration or enforcement of any regulation of or in any contract with any outside organization with which the officer or employee holds a position.

These sections prohibit a state employee, in that capacity, from participating in the making of a contract with a private business in which he or she is employed or holds a "substantial interest," and from licensing, inspecting or regulating an organization in which he or she holds a position.

Therefore, while SRS could develop a work site at the EPS worker's private business, the EPS worker could not, as a state employee, participate at all in the development of the site. In addition, as a state employee he could not license, inspect or regulate his private business.

The EPS worker, as a private business person, could act as the work site supervisor so long as he was not involved, in any manner as a state employee, with the participants who were assigned to his work site. This prohibition would include all of his current and future SRS clients.

Advisory Opinion No. 97-15

Written April 10, 1997, to Charles A. Peckham, Atwood City Attorney, Atwood.

This opinion is in response to your letter of April 9, 1997, in which you request an opinion from the Kansas Commission on Governmental Standards and Conduct concerning the application of the local level conflict of interest laws (K.S.A. 75-4301a et seg.). We note at the outset that the commission's jurisdiction is limited to the application of K.S.A. 75-4301a et seg., and whether some other statutory system, common law theory or agency rule and regulation applies to your inquiry is not covered by this opinion.

Factual Statement

We understand you request this opinion as the Atwood City Attorney. You advise us that as well as being the city attorney, you are a partner in a private law firm. The compensation you receive as city attorney is paid to you directly, and deposited in your personal account. The firm is reimbursed by you for any supplies you use for city business. You further advise us that your partner will become a member of the Atwood City Council. He has indicated he will not take part in any discussion or decision concerning the city attorney position, and will not be present in the room for any such discussion.

Question

Is it permissible for a member of the city council, who is a partner in a law firm with the city attorney who receives compensation for this position privately rather than through the firm, to discuss and vote on matters affecting the city attorney position?

Opinion

K.S.A. 75-4304(a) might apply to your question. That subsection states:

No local governmental officer or employee shall, in the capacity of such an officer or employee, make or participate in the making of a contract with any person or business by which the officer or employee is employed or in whose business the officer or employee has a substantial

In applying this subsection to your question, the city council member could not participate in the making of a contract with any "person" or "business" in which he holds a "substantial interest," Therefore, the council member could not, as a local governmental official, participate in the making of contracts between the city and the law firm. However, the situation you describe would be a contract between the city and you, rather than between the city and the partnership. Thus, the council member could participate in discussions and votes affecting your position as city attorney,

In closing, we note that while not legally required, the council member's abstention in discussions affecting your position as city attorney eliminates any appearance of

impropriety.

Diane Gaede Chair 5. 爆解更换点字中含效 5. 1. 3.1.1

(Published in the Kansas Register April 24, 1997.)

Summary Notice of Bond Sale \$1,255,000 City of Augusta, Kansas General Obligation Internal Improvement Bonds Series A, 1997

(General obligation bonds payable from unlimited ad valorem taxes)

Sealed Bids

Subject to the notice of bond sale dated April 1, 1997, sealed bids will be received by the clerk of the City of Augusta, Kansas (the issuer), on behalf of the governing body at City Hall, 6th and School Streets, Augusta, KS 67010, until 5 p.m. May 5; 1997, for the purchase of \$1,255,000 principal amount of General Obligation Internal Improvement Bonds, Series A, 1997. No bid of less than 100 percent of the principal amount of the bonds and accrued interest thereon to the date of delivery will be considered.

Bond Details

The bonds will consist of fully registered bonds in the denomination of \$5,000 or any integral multiple thereof. The bonds will be dated May 1, 1997, and will become due on September 1 in the years as follows:

| Year | Principal Amount | Year | Principal Amount |
|------|---------------------|------|---------------------|
| 1998 | -\$ 75,000 | 2003 | \$130,000 |
| 1999 | 105,000 | 2004 | 135,000 |
| 2000 | 110,000 | 2005 | 145,000 |
| 2001 | 120,000 | 2006 | 150,000 |
| 2002 | 125,000 | 2007 | 160,000 |
| | | | |

The bonds will bear interest from the date thereof at rates to be determined when the bonds are sold as hereinafter provided, which interest will be payable semi-annually on March 1 and September 1 in each year, beginning March 1, 1998.

Optional Book-Entry-Only System

The successful bidder may elect to have the bonds registered under a book-entry-only system administered through the Depository Trust Company.

Paying Agent and Bond Registrar

Kansas State Treasurer, Topeka, Kansas.

Good Faith Deposit

Each bid shall be accompanied by a good faith deposit in the form of a cashier's or certified check drawn on a bank located in the United States of America or a qualified financial surety bond in the amount of \$25,100 (2 percent of the principal amount of the bonds).

Delivery

The issuer will pay for printing the bonds and will deliver the same properly prepared, executed and registered without cost to the successful bidder on or before May 22, 1997, at such bank or trust company in the contiguous United States of America as may be specified by the successful bidder.

Assessed Valuation and Indebtedness

The equalized assessed tangible valuation for computation of bonded debt limitations for the year 1997 is \$36,170,703. The total general obligation indebtedness of the issuer as of the date of delivery of the bonds, including the bonds being sold but excluding temporary notes to be retired in conjunction therewith, is \$5,592,000.

Approval of Bonds

The bonds will be sold subject to the legal opinion of Gilmore & Bell, P.C., Wichita, Kansas, bond counsel, whose approving legal opinion as to the validity of the bonds will be furnished and paid for by the issuer, printed on the bonds and delivered to the successful bidder as and when the bonds are delivered.

Additional Information

Additional information regarding the bonds may be obtained from the clerk, (316) 775-4510, or from the financial advisor, Cooper Malone McClain, Inc., Wichita, Kansas, Attention: David Malone, (316) 264-2400.

Dated May 1, 1997.

City of Augusta, Kansas

Doc. No. 019041

(Published in the Kansas Register April 24, 1997.)

NOTICE OF REDEMPTION
CITY OF EDWARDSVILLE, KANSAS
Industrial Revenue Bonds, Series A
(Boise Cascade Corporation Project)
Dated June 1, 1976

NOTICE IS HEREBY GIVEN to the owners and holders of the following Revenue Bonds, maturing on June 1, 2001, that the aforesaid City has called \$100,000 principal amount of said Bonds for mandatory sinking fund redemption and payment, prior to maturity on June 1, 1997.

The following Bonds bearing CUSIP No. 2181865BF1 have been selected for redemption:

| | negistereu bullus | |
|--------------------|-------------------|----------------------|
| Bond Number | Original Amount | Amount Called |
| R43 | \$10,000 | \$ 5,000 |
| R48 | 25,000 | 10,000 |
| R50 | 10,000 | 5,000 |

Bearer Bonds (\$5000 each Bond)

14 43 50 54 58 68 87 96 148 149 150 151 152 153 154 200

NOTICE is further given that the Bonds to be so redeemed on June 1, 1997, shall cease to accrue interest from and after their Redemption Date, whether or not so presented. Bonds will be redeemed at the Redemption Price of par plus accrued interest.

Payment for the above listed Bonds will be on June 1, 1997 against presentation of the bond certificates [with all unmatured interest coupons pertaining thereto] at the office of American National Bank and Trust Company of Chicago at one of the following addresses:

By Mail:

American National Bank and Trust Company of Chicago Registered Securities Processing Unit Suite 0124 One First National Plaza

Chicago, Illinois 60670-0124

American National Bank and Trust Company of Chicago Bearer Securities Processing Unit Suite 8125 One First National Plaza

By Hand Delivery:

American National Bank and Trust Company of Chicago Securities Processing Counter One North State Street, 9th Floor Chicago, Illinois 60602

American National Bank and Trust Company of Chicago Corporate Trust 14 Wall Street, 8th Floor New York, New York 10005

Chicago, Illinois 60670-0125

For same day payment on or after the redemption date, Bonds presented by hand must be received by the Registered Securities Processing Unit before 11:00 a.m. Chicago time in order to receive same day payment after 3:30 p.m.

To avoid a 31% withholding tax required by federal law, holders must submit a properly completed IRS Form W-9, for collection.

No representation is made as to the correctness of the CUSIP number either as printed on the Bonds or as contained herein.

If you have any questions or comments, please call our Investor Relations Unit. Chicago and Suburbs 312/407-4660. All Other 800/524-9472.

AMERICAN NATIONAL BANK AND TRUST COMPANY OF CHICAGO,

Doc. No. 019006

as Trustee

(Published in the Kansas Register April 24, 1997.)

Notice of Call for Redemption to the Holders of City of Abilene, Kansas **Industrial Revenue Bonds** Series June 1, 1983 (Duckwall-Alco Stores, Inc.)

Notice is hereby given that pursuant to Section 4 of Ordinance No. 2566 of the City of Abilene, Kansas, the following described bonds maturing on and after June 1, 1998, and all unmatured coupons appertaining thereto, have been called for redemption and payment on June 1, 1997, at the office of The First National Bank of Abilene, Kansas (formerly Citizens Bank and Trust Co.) (the paying agent).

Term Ronde

| | Term Bonds | | | |
|---------------------|------------|-----------|----------|--|
| Bond | Maturity | Principal | Interest | |
| Nos. | Date | Amount | Rate | |
| R22 (553) | 6-1-98 | \$ 5,000 | 9.50% | |
| R61 (455, 456, 595) | 6-1-98 | 15,000 | 9.50% | |
| R63 (592) | 6-1-98 | 5,000 | 9.50% | |
| R65 (562, 565) | 6-1-98 | 10,000 | 9.50% | |
| R68 (597) | 6-1-98 | 5,000 | 9.50% | |
| 407 | 6-1-98 | 5,000 | 9.50% | |
| 410 | 6-1-98 | 5,000 | 9.50% | |
| 420 | 6-1-98 | 5,000 | 9.50% | |
| 424 | 6-1-98 | 5,000 | 9.50% | |
| 427 | 6-1-98 | 5,000 | 9.50% | |
| 430 | 6-1-98 | 5,000 | 9.50% | |
| 433 | 6-1-98 | 5,000 | 9.50% | |
| 435 | 6-1-98 | 5,000 | 9.50% | |
| 436 | 6-1-98 | 5,000 | 9.50% | |
| 447 | 6-1-98 | 5,000 | 9.50% | |
| 457 | 6-1-98 | 5,000 | 9.50% | |
| 467 | 6-1-98 | 5,000 | 9.50% | |
| , 468 | 6-1-98 | 5,000 | 9.50% | |
| 484 | 6-1-98 | 5,000 | 9.50% | |
| 485 | 6-1-98 | 5,000 | 9.50% | |
| 486 | 6-1-98 | 5,000 | 9.50% | |
| 494 | 6-1-98 | 5,000 | 9.50% | |
| 508 | 6-1-98 | 5,000 | 9.50% | |
| 512 | 6-1-98 | 5,000 | 9.50% | |
| 513 | 6-1-98 | 5,000 | 9.50% | |
| 514 | 6-1-98 | 5,000 | 9.50% | |
| 515 | 6-1-98 | 5,000 | 9.50% | |
| 517 | 6-1-98 | 5,000 | 9.50% | |
| 520 | 6-1-98 | 5,000 | 9.50% | |
| 525 | 6-1-98 | 5,000 | 9.50% | |
| 529 | 6-1-98 | 5,000 | 9.50% | |
| 531 | 6-1-98 | 5,000 | 9.50% | |
| 532 | 6-1-98 | 5,000 | 9.50% | |
| 538 | 6-1-98 | 5,000 | 9.50% | |
| 547 | 6-1-98 | 5,000 | 9.50% | |
| 558 | 6-1-98 | 5,000 | 9.50% | |
| 577 | 6-1-98 | 5,000 | 9.50% | |
| 581 | 6-1-98 | 5,000 | 9.50% | |
| 585 | 6-1-98 | 5,000 | 9.50% | |
| 586 | 6-1-98 | 5,000 | 9.50% | |
| 587 | 6-1-98 | 5,000 | 9.50% | |
| 588 | 6-1-98 | 5,000 | 9.50% | |
| | | | | |

On such redemption date there shall become due and payable, upon the presentation and surrender of each such bond, the redemption price thereof equal to 100 percent of the principal amount of each bond together with interest accrued to the redemption date, upon the presentation and surrender of each such bond and appropriate coupons appertaining thereto. Interest shall cease to accrue on the bonds so called for redemption, and all unmatured coupons appertaining thereto, from and after June 1, 1997, subject to the condition that sufficient funds for redemption are then on deposit with the paying agent.

Under the provisions of the Interest and Dividend Tax Compliance Act of 1983, paying agents making payments of interest or principal on corporate securities may be obligated to withhold a 20 percent tax from remittances to individuals who have failed to furnish the paying agent with a valid taxpayer identification number. Holders of the Series June 1, 1983 Bonds who wish to avoid the imposition of the tax should submit certified taxpayer identification numbers when presenting the bonds for payment. Dated April 24, 1997.

City of Abilene, Kansas By: First National Bank Abilene, Kansas (Formerly Citizens Bank and Trust Co.) as Fiscal Agent

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THE COMMENSURE

Doc. No. 019011

State of Kansas

Department of Administration **Division of Purchases**

Notice to Bidders

Sealed bids for the following items will be received by the Director of Purchases, Landon State Office Building, 900 S.W. Jackson, Room 102, Topeka, until 2 p.m. on the date indicated and then will be publicly opened. Interested bidders may call (913) 296-2377 for additional information.

Monday, May 5, 1997

Kansas Highway Patrol-Police-type work jackets 5775 COLUMN

Department of Health and Environment—Ambient air ozone monitor 5776

University of Kansas-Microplate luminometer 5785

Kansas State University—Furnish and install mini blinds

University of Kansas—HPLC/GC systems

Tuesday, May 6, 1997

32421

Kansas Correctional Industries—Methyl carbitol and tri-butoxyethyl phosphate

Kansas Correctional Industries—Calcium carbonate for paint

32427

Kansas Correctional Industries—Ethylene glycol and propylene glycol

32448

State Corporation Commission—Well plugging, Erhart Lease

5765

Kansas State University—Lawn/garden tractor 5766

Hutchinson Correctional Facility—Heating-air conditioning materials

5767

Hutchinson Correctional Facility—CCTV-nurse call and paging systems

5788

Fort Hays State University—Multi-media video equipment

5794

Wichita State University—Furnish and install dishwashing system

Wednesday, May 7, 1997 32420

Kansas Correctional Industries—Acrylic polymer emulsion

32422

Department of Health and Environment— Compressed gases

32435

Fort Hays State University—Chairs, chair desks and replacement parts

32444

Kansas Highway Patrol—Aircraft insurance 32445

Fort Hays State University—Charter/rental bus services for Fort Hays State University 1997 football and 1997/1998 men's and women's basketball

Thursday, May 8, 1997

32363

University of Kansas—Carpet care products 32378

Statewide—Influenza vaccine 32425

Kansas Correctional Industries—Panel system furniture component kits

32446

Department of Revenue—Armored car transportation services, various locations

5777

Kansas State University—Computer printer

3//0

Department of Administration, Division of Information Systems and Communications—Trenching and boring

5779

Department of Transportation—Dot matrix band printers, Salina

5781

Kansas State University—Furnish all labor and materials to install metal doors

5782

Kansas State University—Air cooled reciprocating chiller

5783

Pittsburg State University—Automotive style service benches

5784

Wichita State University—ES9121 Model 440 memory upgrade (256-512)

Friday, May 9, 1997

32431

Department of Transportation—Guardrail end terminals and parts, statewide

5787

University of Kansas—Cargo van 5789

Pittsburg State University—Serial storage architecture subsystem (7133-010)

5790

Department of Social and Rehabilitation Services— Handicapped van modification, Atchison 5793

Department of Transportation—Trailers, various locations

Tuesday, May 13, 1997

A-8228

University of Kansas—Reroof entire building, Nichols Hall

Wednesday, May 14, 1997

A-8225

Kansas State School for the Blind—Reroof infirmary 32441

Statewide—Anesthesia/respiratory therapy products (Class 010)

Friday, May 16, 1997

32434

Kansas State Lottery—Pulltab tickets

Tuesday, May 20, 1997

A-8213

Department of Administration—Replace O.A. preheat coils, Docking State Office Building

Wednesday, May 21, 1997

A-7926

Department of Wildlife and Parks—Fish house expansion

'i'hursday, May 22, 1997

A-8171

University of Kansas—Improvements, Haworth Hall

Request for Proposals

Monday, May 19, 1997

32447

Banking services for the University of Kansas

John T. Houlihan Director of Purchases

Office of Judicial Administration

Court of Appeals No Oral Argument Docket

(The following cases have been submitted to a panel of judges and an opinion will be forthcoming.)

Before Lewis, P.J.; Pierron and Marquardt, JJ.

| | | larch 31, 1997 | |
|---|--|------------------------------------|--------------|
| Case No. | Case Name | Attorneys | County |
| 76,768 | State of Kansas, Appellee, | County Attorney | Saline |
| 76,769 76,770 | V. Michael Steven Briggs, Appellant. | Attorney General Lisa Nathanson | |
| 76,771 | Michael Steven Bilgs, Appenant. | Lisa Tagrianson | |
| 76,772 | | | |
| 77,093 | State of Kansas, Appellee, | District Attorney | Douglas |
| | | Attorney General | |
| | Darius R. Moore, Appellant. | Ryan Kipling Elliot | |
| 76,960 | State of Kansas, Appellee, | District Attorney | Johnson |
| er geber de gebe La Santa de Grand | | Attorney General | |
| | Janet L. Dowling, Appellant. | Lisa Nathanson | |
| 77,011 | State of Kansas, Appellee, | County Attorney | Reno |
| | v. Nathaniel R. Phipps, Appellant. | Attorney General James Brent Getty | |
| 77 16E | and a control of the first of the control of the co | | Harvey |
| 77,165 | State of Kansas, Appellee, | County Attorney Attorney General | 1 aai vey |
| | Ernest D. Rhodes III, Appellant. | Lisa Nathanson | |
| 77,136 | State of Kansas, Appellee, | District Attorney | Wyandotte |
| ,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | v . 33 22 2 | Attorney General | |
| | Kevin A. Jackson, Appellant. | James Brent Getty | |
| 76,969 | State of Kansas, Appellee, | County Attorney | Saline |
| 76,970 | | Attorney General | |
| | Margo Irene Brown, Appellant. | James Brent Getty | |
| 77,085 | State of Kansas, Appellee, | District Attorney | Sedgwick |
| | | Attorney General | |
| | Steven Michael Wickwire, Appellant. | James Brent Getty | |
| 77,087 | State of Kansas, Appellee, | County Attorney | Ellsworth |
| 77,088 | V. Jeffery C. Boatman, Appellant. | Attorney General Lisa Nathanson | |
| PP 00P | ニー・最近に乗り間 メデカー・大野 こくしかい 配置される ニューロー・ロー・コール | | C. Januaria. |
| 77,007 | State of Kansas, Appellee, | District Attorney | Sedgwick |
| | Carol L. Jackson, Appellant. | Attorney General Lisa Nathanson | |
| 77,162 | State of Kansas, Appellee, | County Attorney | Franklin |
| //,102 | v | Attorney General | Hankini |
| | Rick R. Bulmer, Appellant. | James Brent Getty | |
| 77,131 | State of Kansas, Appellee, | District Attorney | Johnson |
| 77,132 | ************************************** | Attorney General | |
| 77,133 | Darrell W. Elam, Appellant. | Lisa Nathanson | |

| | | pril 4, 1997 | : |
|----------|-----------------------------------|------------------------|----------|
| Case No. | Case Name | Attorneys | ly |
| 77,166 | State of Kansas, Appellee, | County Attorney Harvey | |
| | 선원 (영화) (V.) 김미리 (J.) (원리 (원리 | Attorney General | , , . |
| | Deloris Robinson, Appellant. | Lisa Nathanson | · 17. |

| 77,295 | State of Kansas, Appellee, v. Donald Loggins, Appellant. | District Attorney Attorney General Ryan Kipling Elliot | Sedgwick |
|------------------|--|--|-----------|
| 77,204 77,205 | State of Kansas, Appellee, v. | District Attorney Attorney General | Shawnee |
| 76,452 | Lewis L. Vaughn, Appellant. State of Kansas, Appellee, v. | Lisa Nathanson County Attorney Attorney General | Riley |
| 77,266 77,267 | Donald Alan Ingram, Appellant. State of Kansas, Appellee, v. | Lisa Nathanson County Attorney Attorney General | Saline |
| 75,321 | Corey Worthington, Appellant. State of Kansas, Appellee, v. | Lisa Nathanson District Attorney Attorney General | Sedgwick |
| 75,810 75,811 | Ricky D. Bell, Appellant. State of Kansas, Appellee, v. | Aronda Strutt Kerns District Attorney Attorney General | Sedgwick |
| 75,565 | John C. Shaw, Appellant. State of Kansas, Appellee, v. | Lisa Nathanson County Attorney Attorney General | Labette |
| 76,062 | Freddie G. Vance, Appellant. State of Kansas, Appellee, v. | Edward G. Collister, Jr. District Attorney Attorney General | Sedgwick |
| 77,195 | Kenneth Shaw, Appellant. State of Kansas, Appellee, v. | Michael J. Helvey District Attorney Attorney General | Douglas |
| 77,045 | Damon L. Smith, Appellant. State of Kansas, Appellee, v. | Ryan Kipling Elliot County Attorney Attorney General | Finney |
| 75,874 | John W. Fore, Appellant. State of Kansas, Appellee, v. | Lisa Nathanson County Attorney Attorney General | McPherson |
| | Kenneth Roark, Appellant. | Thomas Jacquinot | |

Before Brazil, C.J.; Royse and Marquardt, JJ.

| Case No. | Case Name | April 7, 1997 Attorneys | County |
|----------|---|---|--------------|
| 75,649 | M. C. Mayberry, Appellant, | Steven R. Zinn Attorney General | Reno |
| | State of Kansas, Appellee. | County Attorney | |
| 76,353 | State of Kansas, Appellee, v. Clifford M. Crittenden, Appellant. | District Attorney Attorney General Edward G. Collister, Jr. | Sedgwick |
| 76,341 | State of Kansas, Appellee, v. Kenneth P. Burch, Appellee. | District Attorney Attorney General Thomas Jacquinot | Sedgwick |
| 75,440 | State of Kansas, Appellee, v. Frederick Hester, Jr., Appellant. | County Attorney Attorney General Thomas Jacquinot | Pottawatomie |
| 76,105 | State of Kansas, Appellee, v. Danny B. Hill, Appellant. | District Attorney Attorney General Edward G. Collister, Jr. | Sedgwick |
| 77,197 | State of Kansas, Appellee, v. Alfred S. Washington-El, Appellant | District Attorney Attorney General James Brent Getty | Wyandotte |

(continued)

| C 000 | | | |
|----------------------|--|---|--|
| 6,892 | State of Kansas, Appellee, | District Attorney | Wyandotte |
| | | Attorney General | |
| | Connie Cornwell, Appellant. | James Brent Getty | |
| 7,623 | State of Kansas, Appellee, | County Attorney Attorney General | Harvey |
| Burnar. | Thomas N. Patton, Appellant. | Ryan Kipling Elliot | |
| 5,583 | Kevin R. Giese, Appellant, | Julie A. Gorenc | Sedgwick |
| ,,000 | v. | Attorney General | |
| | State of Kansas, Appellee. | District Attorney | |
| 6,139 | State of Kansas, Appellee, | District Attorney | Sedgwick |
| | The state of the s | Attorney General | ON BOOK OF BUILDING |
| · coc | Billy D. Ware, Jr., Appellant. | Thomas Jacquinot | n na han da an |
| 5,686 | State of Kansas, Appellee, | County Attorney Attorney General | Pottawatom |
| | Randall Wagner, Appellant. | Thomas W. Bartee | |
| | | P.J.; Lewis and Knudson, JJ. | |
| | 사람이 경우 나는 그리스 사람, 이렇게 생겨를 낳아 그 가고 가지 않는 나라고 있다. | April 11, 1997 | |
| se No. | na ang Kasalan Barangan ng Pangangan na ang Kasalan na Ang Pangangan na Ang Pangangan na Ang Pangangan na Ang Pangang Case Name ang Pangangan na Ang Pang | Attorneys | County |
| 7,473 | State of Kansas, Appellee, | District Attorney | Wyandotte, |
| | | Attorney General | |
| tery i di, | Curtis D. Mollenelli, Appellant. | James Brent Getty | |
| 7,906 | Joseph Augustine Blea, Appellant, | Ryan Kipling Elliot | Sedgwick |
| 석했다 | v: State of Kansas, Appellee. | Attorney General District Attorney | |
| ,741 | State of Kansas, Appellee, | District Attorney | Wyandotte |
| // * 1 | v. | Attorney General | |
| | Richard Donald Scifres, Appellant. | Lisa Nathanson | |
| ,873 | State of Kansas, Appellee, | County Attorney | Reno |
| ,874 | [일본 0.2021] (1.12년 - 12년 - | Attorney General | |
| | Steven A. O'Neal, Appellant. | James Brent Getty | |
| 7,44 6 | State of Kansas, Appellee, | County Attorney | Seward |
| | Antyone Barnibus Ricks, Appellant. | Attorney General Ryan Kipling Elliot | |
| 7,784 | State of Kansas, Appellee, | County Attorney | Harvey |
| 77.04 20.75 20.75 | v. San v. | Attorney General | |
| b plante | Charles L. Crow, Appellant. | Ryan Kipling Elliot | |
| ,646 | Kermit Wilson, Appellant, | Ryan Kipling Elliot | Saline |
| | 10 19 - 2 - 12 1 - V. 용성 - 12 1 - 1 | Attorney General | |
| | State of Kansas, Appellee. | County Attorney | |
| 6,215 | State of Kansas, Appellee, | County Attorney | Wabaunsee |
| | Daniel E. Stevenson, Appellant. | Attorney General Ryan Kipling Elliot | |
| 7,315 | State of Kansas, Appellee, | District Attorney | Wyandotte |
| | A STATE OF THE VICE OF THE STATE OF THE STAT | Attorney General | |
| | Richard Lott, Appellant. | James Brent Getty | |
| ,174 | State of Kansas, Appellee, | District Attorney | Wyandotte |
| (1907) National | | Attorney General | |
| | Dewayne Lloyd, Appellant. | Lisa Nathanson | |
| 7,383 | State of Kansas, Appellee, | District Attorney | Douglas |
| | v. Lashonte D. Harris, Appellant. | Attorney General Lisa Nathanson | |
| 7,262 | State of Kansas, Appellee, | District Attorney | Johnson |
| JEVE | V. | Attorney General | jointoott |
| 1. 18 1.00 | John Michael Bauer, Appellant. | Ryan Kipling Elliot | Carlo Ca |
| 14 14 14 14 | joint witchier buder, rippendite | | |

State Employees Health Care Commission

Permanent Administrative Regulations

Article 1.—ELIGIBILITY REQUIREMENTS

108-1-1. Eligibility. (a) (1) "Commission" means Kansas state employees health care commission.

(2) "Health care benefit program" means the state of Kansas health care benefits program established by the commission.

(b) Subject to the provisions of subsection (c), the classes of persons eligible to participate as active participants in the health care benefits program shall be those classes of persons listed below:

(1) Any elected official of the state;

(2) any other officer or employee of a state agency who is:

(A) working in one or more positions which together require at least 1,000 hours of work per year; and

(B) in a position that is not temporary. An employee who works under employment customs at any regents institution requiring less than a full calendar year of service shall not be considered temporary;

(3) any person engaged in a postgraduate residency training program in medicine at the university of Kansas medical center, but not including student employees of a state institution of higher learning;

(4) any person elected to a board position which requires less than 1,000 hours of work per year;

(5) any person serving with the foster grandparent program;

(6) persons participating under reduced service agreements outlined in K.S.A. 76-746; and

(7) any other class of individuals approved by the Kansas state employees health care commission, within the limitations set out in K.S.A. 75-6501, et seq.

- (c) (1) Each person who is within a class listed in paragraphs (1), (2), (3), (4), or (5) of subsection (b) shall become eligible for group health insurance coverage following completion of a 60-day waiting period beginning with the first day of work for the state of Kansas. Each person shall have 31 days after becoming eligible to elect health insurance coverage.
- (2) The waiting period established in paragraph (c)(1) shall not apply under the following circumstances:
- (A) the person is returning to work for the state of Kansas;
- (B) the person was enrolled in group health insurance in the prior position; and
- (C) the break in service between the prior position and the new position:

(i) is 30 calendar days or less; or

(ii) is 365 days or less, if the person was laid off, as defined under K.S.A. 75-2948, on or after January 1, 1996.

(3) The waiting period established in paragraph (c)(1) may be waived when the agency head, or the agency head's designee meets the following requirements.

(A) The agency head or designee shall certify to the commission, or its designee, in writing that:

- (i) A potential new employee is not entitled to continuation of health benefits available from prior insurance coverage; and
- (ii) the waiting period poses, or will pose, an obstacle to recruitment.
- (B) The agency head or designee shall submit the request for waiver prior to the employee's acceptance of the position.
- (4) The waiting period described in paragraph (c)(1) may be waived by the commission under extraordinary circumstances.
- (d) Subject to the provisions of subsection (e), the classes of persons eligible to participate as members of the health care benefits program on a direct bill basis shall be those classes of persons listed below:

(1) any former elected state official;

(2) any retired state officer or employee who is receiving retirement benefits under K.S.A. 74-4925;

(3) any totally disabled former state officer or employee who is receiving benefits under K.S.A. 74-4927;

(4) any surviving spouse or dependent of a qualifying participant in the health care benefits program;

(5) any person who is in a class listed in paragraph (b)(1), (2), (3), (4), or (5) and who is lawfully on leave without pay; and

(6) any blind person licensed to operate a vending fa-

cility as defined in K.S.A. 75-3338.

(e) Each person who is within a

(e) Each person who is within a class listed in paragraphs (1), (4), or (5) of subsection (d) shall be eligible to participate on a direct bill basis only if:

(1) (A) the person was covered as an active participant under subsection (b) immediately before the date such person ceased to be eligible for such coverage; or

(B) the person is the surviving spouse or dependent of a person who was enrolled as a plan participant under subsection (b) or (d) immediately before the date of death of the plan participant; and

(2) the person files a statement of election with the secretary of administration to continue coverage under the plan. The election to continue coverage shall be submitted on a form in a manner and at a time prescribed by the secretary of administration.

(f) Subject to the provisions thereof, any individual with rights to extend coverage under provisions of public law 99-272 as amended may participate in the health care

benefits program.

(g) Any person enrolled in the health care benefits program under subsection (b) or (d) may enroll a spouse and eligible dependent children subject to the same conditions and limitations that apply to the person enrolled under subsections (b) and (d). (Authorized by K.S.A. 75-6501 and 75-6510; implementing K.S.A. 75-6501; effective, T-85-22, July 16, 1984; effective May 1, 1985; amended, T-88-64, Dec. 30, 1987; amended, T-89-12, May 1, 1988; amended, T-108-9-12-88, Sept. 12, 1988; amended Oct. 31, 1988; amended May 9, 1997.)

Terry Bernatis Health Benefits Administrator

Board of Healing Arts

Permanent Administrative Regulations

Article 23.—SHORT TERM TREATMENT OF OBESITY

100-23-1. Short term treatment of obesity. Amphetamines and sympathomimetic amines listed on schedule III and IV under the Uniform Controlled Substances Act shall not be dispensed or prescribed for the short-term treatment of obesity, except in conformity with the following minimal requirements. (a) The treating physician shall take a complete history of the patient and shall give a complete physical examination. The physical examination shall include checking the blood pressure and pulse, examining the heart and lungs, recording weight and height, and administering any other appropriate diagnostic tests. The history and examination shall be sufficient to determine if the patient has previously been drug dependent, to determine if the cause of the obesity is one that indicates the drugs are inappropriate and to determine if other contraindications to use of the drugs exist. The treating physician shall enter each of those findings in the patient's record.

(b) The treating physician shall prescribe a diet for weight loss and record the diet on the patient record.

(c) The treating physician shall prescribe a daily dosage that does not exceed the dosage recommended in the manufacturer's prescribing information for the drug pre-

scribed or dispensed.

- (d) The treating physician shall not dispense or prescribe more than a 30-day supply for a patient on the first visit. Thereafter, not more than a 30-day supply shall be dispensed or prescribed at the time of each visit. The patient shall be weighed at each visit prior to dispensing or prescribing an additional supply of the drug and the weight shall be entered in the patient's record. If the patient is found not to have achieved a significant weight loss since the last patient visit, the treating physician shall not prescribe or dispense any additional drug for that patient.
- (e) At the time of each return patient visit, the treating physician shall monitor progress of the patient. The patient's weight, blood pressure, pulse, heart, and lungs shall be checked. The findings shall be entered in the patient's record.
- (f) Except as otherwise provided by this regulation, Schedule III or IV amphetamines or sympathomimetic amines shall not be dispensed or prescribed for a patient for obesity for a period longer than 90 days. However, the treating physician may extend therapy beyond 90 days under the following conditions:

(1) when amphetamines or sympathomimetic amines are indicated for treatment of diseases other than obesity;

and

- (2) when in the physician's professional judgement, the treating physician is observing and recording significant progress or benefit from the drugs and no adverse effects occur that are related to the treatment. These observations shall be documented in the patient's record.
- (g) The treating physician may prescribe or dispense dexfenfluramine hydrochloride for a patient for treat-

ment of obesity for a period of 360 days in a two-year period. Any such dispensing or prescription order shall comply with the indications and usage instructions and the dosage and administration instructions as stated in the manufacturer's package insert, as approved by the federal drug administration and as in effect October 24, 1996, which is hereby adopted by reference. (Authorized by and implementing K.S.A. 65-2837a; effective, T-86-25, July 24, 1985; effective May 1, 1986; amended, T-100-12-16-96, Dec. 16, 1996; amended May 9, 1997.)

Lawrence T. Buening, Jr. Executive Director

Doc. No. 019040

State of Kansas

Secretary of State

I, Ron Thornburgh, Secretary of State of the State of Kansas, do hereby certify that each of the following bills is a correct copy of the original enrolled bill now on file in my office.

In Testimony Whereof, I have hereunto subscribed my

name and affixed my official seal.

Ron Thornburgh Secretary of State

(Published in the Kansas Register April 24, 1997.)

HOUSE BILL No. 2329

AN ACT concerning the changing of the domicile of foreign insurance companies.

Be it enacted by the Legislature of the State of Kansas:

Section 1. (a) An insurer organized under the laws of any other state and admitted to do business in this state for the purpose of writing insurance may become a domestic insurer by complying with all of the requirements of law relative to the organization and licensing of a domestic insurer of the same type and by designating the insurer's principal place of business at a place in this state. The domestic insurer will be entitled to like certificates and licenses to transact business in this state, and shall be subject to the authority and jurisdiction of this state.

(b) A domestic insurer, upon the approval of the commissioner of insurance, may transfer the insurer's domicile to any other state in which it is admitted to transact the business of insurance, and upon such a transfer shall cease to be a domestic insurer, and shall be admitted to this state if qualified as a foreign insurer. The commissioner of insurance shall approve the proposed transfer unless the commissioner determines the

transfer is not in the interest of the policyholders of this state.

(c) The certificate of authority, agents' appointments and licenses, rates and other items which the commissioner allows, in the commissioner allows are in the commissioner allows as the commissioner allows are in the commissioner allows and the commissioner allows are in the commissioner allows as the commissioner allows are incomed to the commissioner allows are commissioner allows and the commissioner allows are commissioner allows are commissioner allows and the commissioner allows are commissioner allows and the commissioner allows are commissioner allows and the commissioner allows are commissioner allows are commissioner allows and the commissioner allows are commissioner allows are commissioner allows and the commissioner allows are commissioner allows and the commissioner allows are commissioner allows and the commissioner allows are commissioner allows and commissioner allows are commissioner and commissioner allows

rates and other items which the commissioner allows, in the commissioner's discretion, that are in existence at the time an insurer licensed to transact the business of insurance in this state transfers the insurer's corporate domicile to this or any other state by merger, consolidation or any other lawful method shall continue in full force and effect upon transfer if the insurer remains duly qualified to transact the business of insurance in this state. All outstanding policies of a transferring insurer shall remain in full force and effect and need not be endorsed as to the new name of the company or the company's new location unless so ordered by the commissioner. A transferring insurer shall file new policy forms with the commissioner on or before the effective date of the transfer, but may use existing policy forms with appropriate endorsements if allowed by, and under such conditions as approved by, the commissioner. However, every transferring insurer shall notify the commissioner of the details of the proposed transfer and shall file promptly any resulting amendments to corporate documents filed or required to be filed with the commissioner.

(d) The commissioner may promulgate rules and regulations to carry

out the purposes of this act.

Sec. 2. This act shall take effect and be in force from and after its publication in the Kansas register.

(Published in the Kansas Register April 24, 1997.)

HOUSE BILL No. 2038

AN ACT concerning certain claims against the state; making appropriations, authorizing certain transfers, imposing certain restrictions and limitations, and directing or authorizing certain disbursements, procedures and acts incidental to the foregoing.

Be it enacted by the Legislature of the State of Kansas:

Section 1. For the fiscal year ending June 30, 1997, appropriations are hereby made, restrictions and limitations are hereby imposed, and transfers, disbursements, procedures and acts incidental to the foregoing are hereby directed or authorized as provided in this act.

Sec. 2. The department of revenue is hereby authorized and directed to pay the following amounts from the motor-vehicle fuel tax refund fund, for claims not filed within the statutory filing period prescribed in K.S.A. 79-3458 and amendments thereto, to the following claimants:

| 79-3458 and amendments the | ereto, to the following claimants: | 100 |
|--|--|-----------------|
| Amino Bros. Co. Inc., 8110 Kaw | Dr, Box 11277, Kansas City, KS | |
| 66111 | | \$2,209.43 |
| Anderes, Ronald J., Anderes Fari | | |
| 67451 | aggining and a state of the sta | 155.52 |
| Anderson, F.W., Box 143, Burdick, I | | 21.00 |
| Anderson, Rex M., Box 186, Richfiel | d, KS 67953 | 119.00 |
| B & B Miller Farm, Bud Miller, Pre | s., 218 N. Brownlee Rd., Sylvia, KS | 41 41. |
| 67581 | in marka a a a a a a a a a a a a a a a a a a | 237.84 |
| Becker, Norman, Route 2, Box 38, P | | 26.94 |
| Berg, Christie D., Route 2, Box 117 | | 35.94 |
| Bergmeier, William R., 1634 5th Rd. | | 137.38 |
| Besancon, Melvin H., Box 86, Lanca | ster, KS 00041 | 12 00 |
| Betts, Herschel, 607 E. Ash St., Obe | | 69.96 |
| Bob Schmid Foundations, Inc., 1994 | | 1 000 00 |
| Back D. M. 17270 W. 1751 Ct. | ol. d. recess | 1,980.00 |
| Boehm, Ralph, 17370 W. 175th St., (| Jame, K5 00002 | 248.45 |
| Boyce, Bill J., Route 1, Box 141, Con | | 420.56 |
| Boyd, Darrel E., 482 21st Rd., Beatt | | 131.51 |
| Broadway Lumber Co., Inc., 1304 S. | broadway, F.O. Box 642, Fittsburg, | 01.00 |
| Brown, Floyd A., R.R. 2, Box 72, Ol | perlin VS 67740 | 21.00 142.88 |
| Broxterman, Daniel, Route 1, Centra | | 438.86 |
| Budenbender, Richard, 23255 Spring | | 62.58 |
| Campbell, Mildred E., Route 2, Box | | 234.90 |
| Carlson, Calvin or Shelly, Route 2, B | | 43.00 |
| Charlie's Golf Shop, 4141 SE East E | | 404.03 |
| Christiansen, Merrill, Route 2, Box 2 | | 153.90 |
| City of Pratt, 126 S. Main, Box 807, P | Pratt KS 67194 | 9,832.63 |
| Columbus Country Club, P.O. Box 2 | 04 Columbus KS 66795 | 31.80 |
| Conrad, Rickey, Route 1, Box 168, M | | 35.40 |
| Cormack, Robert C., 662-1900 Ave. | | 57.00 |
| Coutermarsh, Bart, Route 1, Leonard | hilla KS 66449 | 75.00 |
| Curtis, Stephen H., 580 Shawnee Ro | Pomona KS 66076 | 13.98 |
| Dalinghaus, Joe, Route 1, Box 80, Ba | | 266.49 |
| Dan-D-Glenn Farms, 12505 McIntyr | re Bd. Olsburg KS 66520 | 69.78 |
| Deffenbaugh Industries, P.O. Box 32 | 20 Shawnee KS 66203 | 54,589.50 |
| Dittbrenner, Arnold, Greenleaf, KS 6 | | 88.14 |
| Doherty, Virgie: 1880-214th Road Sc | oldier, KS 66540-9101 | 233.44 |
| Doran, James V., P.O. Box 335, St. Je | | 95.00 |
| Double Bar Pine Nursery & Tree Farm | | , ,,,,,,,,, |
| K 177, Alta Vista, KS 66834 | ************************************** | 763.56 |
| Downie, Darrell, 4843 NW 78th, Top | oeka, KS 66618 | 12.00 |
| Duling, Owen, Route 1, Box 55, Waln | | 388.49 |
| Eckert, Carry, 1421 Belmont, Parson | | 145.80 |
| Ehler, Harold, Route 1, Box 1, Holyr | | .39.00 |
| Elliott, Craig, Route 1, Box 256, Cou | | 3,155.09 |
| F&A Food Sales, Inc., 2221 Lincoln, | P.O. Box 651, Concordia, KS | |
| | | 14,382.54 |
| Fangman, Gaynall R., Route 1, Box 1 | | 154.39 |
| Finley, Fred&Sons, R.1, Box 530, Co | | 482.11 |
| Fleming Farms of Kansas, Inc., 759 E | East Street, P.O. Box 7, Suffield, CT | 1.1.5 |
| 06078 | .,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,, | 2,713.66 |
| Fox, Bill, Box 312, Ashland, KS 6783 | 1 | 460.08 |
| Fred Beckman, Inc., Route 1, Box 30 | | 168.97 |
| Garber, Donald, 2224 19th Rd. NE, | Waverly, KS 66871 | 90.30 |
| Goeckel, Lawrence, Route 1, Box 28, | | 200.66 |
| Grady, Ronald J., 1054 Co. 693 Ave. | Downs, KS 67437 | 52.50 |
| Griffey, Burton, HCR 63, Box 70, Ed | lmond, KS 67636 | 117.84 |
| Hammer, Jess, 2584 E. Road, Ulysses | s, KS 67880 | 130.00 |
| Hansen, Paul, P.O. Box 326, Garrison | i, ND 58540 | 104.40 |
| Herl, Leonard, Box 126, Dighton, KS | | 158.76 |
| Highland Park Cemetery Assn., 38 | 01 State Ave., Kansas City, KS | |
| 66102 | | 38.10 |
| Holle, Elvin L., 3071 24th Rd., Brem | en, KS 66412 | 221.62 |
| Horak, Bennie, 3985 106th Rd., Delia | a, KS 66418 | 12.00 |
| Hower, Ladean, 533 S. Wolf, KS 676 | 48 | 206.71 |
| Howie, Alan, Route 3, Abilene, KS 67 | 7410 | 125.58 |
| Idaho Timber Corp., P.O. Box 67, Bo | pise, ID 83702 | 1,257.86 |
| Imler, Daniel, Route 1, Box 117, For | moso, KS 66942 | 189.22 |
| Johnson, Charles R., Route 2, Box 30 | 6, Udall, KS 67146 | 30.00 |
| Johnson, Earl E., Box 216, Tescott, K | S 67484 | 39.36 |
| Johnson, L. Dean or Lois, Route 1, F | lox 124, Marquette, KS 67465 | 999.38 |
| | and the second of the second o | |

| | Johnson, Ronnie, Route 2, Box 163, Baxter Springs, KS 66713 | 75.00 |
|---|--|--------------------|
| | Johnson, Steve, 1536 Nail Rd., Enterprise, KS 67491 | 226.96 |
| | Joyland Amusement Co., 2801 Hillside, Wichita, KS 67216, | 167.67 |
| | Kahrs, Richard, 2612 Lime Stone Rd., Morganville, KS 67468 Kansas 4H Foundation, Inc., 116 Umberger Hall, KSU, Manhattan, KS | 74.10 |
| | 66506 | 81.48 |
| | Kansas 4H Foundation, Inc., 116 Umberger Hall, KSU, Manhattan, KS | |
| | 66502 | 499.91 |
| | Kan-Tex Feeders, 10925 S. Road P. Ulysses, KS 67880 | 1,574.76 |
| | Kerschen, Raymond, Route 2, Box 193, Cheney, K\$ 67025. | 21.00 31.44 |
| | Klein, Clifford R., Klein Dairy, Route 1, Fairview, KS 66425 | 400.05 |
| | Knowles, Stephen J., Route I., Box 139, Kirwin, KS 67644 | 109.20 |
| | Kriley Farms, Route 2, Box 228, Stockton, KS 67669 Larkins, Max, Route 1, Box 170, Belleville, KS 66935 | 31.80 |
| | Lauterbach, Hubert E., 386 California Rd., Williamsburg, KS 66095 | 21.00 143.37 |
| | Leppke, Elmer H., Route 2, Box 287, Marion, KS 66861 | 220.32 |
| | Loroff, Phillip or Patricia, Route 2, Box 199, Troy, KS 66087 | 35.40 |
| | Lowder Ranch, R.R. Box 7, Allen, KS 66833 | 237.31 |
| | Lucian, John, Jr., Route 3, Box 181, Columbus, KS 66725 | 185.49 1,452.33 |
| | Marsh Bros. Farms, Route I, Box 75, Sun City, KS 67143 | 2,418.58 |
| | Marsh, Samuel J., Route 4, Box 72, Columbus, KS 66725 | 85.80 |
| | Mathéwson, Marvin, P.O. Box 132, Baileyville, KS 66404 | 30.00 |
| | McBride Construction, Inc., 613 E. 11th St., Higoton, KS 67951 McCray, John H., 5550 E. 38th St. No., Wichita, KS 67220 | 234.14 1,405.24 |
| | McPherson Area Solid Waste Utility, 115 E. Marlin, Suite 107, Box 387, | 1,405.24 |
| | McPherson, KS 67460-0287 | 1,130,11 |
| | Medlin, Roger, 26805 W. 363 St., Osawatomie, KS 66064 | 159.89 |
| | Meier's Ready Mix, Inc., 1401 NW Hwy. 24, Box 84, Topeka, KS | 11 - 1 - 20 1 |
| | 66608 Meyer, Leonard J., 2545 Sunflower Rd., Hollenberg, KS 66946 | 431,32 182,09 |
| | Midwest Minerals, Inc., P.O. Box 412, Pittsburg, KS 66762 | 12,610.08 |
| | Miller, Keith, P.O. Box 51, Eskridge, KS 66423 | 78:60 |
| | Miller, Paul L., 5541 S. Gypsum Valley Rd. Gypsum, Ks. 67448 | |
| | Miller, Ted, Route 2, Box 104, Howard, KS 67349 Miller, William, Jr., 1286 2100 Ave., Enterprise, KS 67441 | 278.80 |
| | Mog, Robert D., Route 2, Box 248, Wilson, KS 67490 | 93.00 78.06 |
| | Montezuma Feeders, Inc., P.O. Box 436, Montezuma, KS 67867 | 125.94 |
| | Moore, Malcolm, 7330 Urish Rd., Auburn, KS 66402 | 31.00 |
| | Nelson, Marie G., 10657 S. Muir Rd., Falun, KS 67442 | 71.94 |
| | Nordmeyer, Willie A., Route 2, Box 184 B, Eureka, KS 67045 | 312.50 89.04 |
| | Nusz, Adam, P.O. Box 123, Wellington, KS 67152 | 112.60 |
| | Oetinger-Lloyd Construction, Inc., P.O. Box 635, 1819 Meadowlark Rd., | |
| | Clay Center, KS 67432 Oliver, Susie A., P.O. Box 152, Inman, KS 67546. | 240.08 |
| | O'Neil, Dennis, 611 Hamilton, Beattle, KS 66406 | 21.00 1,328.88 |
| | Oswald, Clarence, 5017 262 Rd., Effingham, KS 66023 | 57.00 |
| | Otte, John E., Route I, Box 103, Canton, KS 67428 Otter, Marion, P.O. Box 170, Clayton, KS 67629 | 140.29 |
| | Otter, Marion, P.O. Box 170, Clayton, KS 67629 Oxtown Cattle Feeders, Inc., P.O. Box 428, Tribune, KS 67879 | 407.59 |
| | Place, Steve, 504 N. Topeka, El Dorado, KS 67042 | 1,220.83 190.35 |
| | Plante, Henry, Route 2, Box 64, Plainville, KS 67663 | 86.34 |
| | Poole, Lois M., 18210 Old Hwy 18, Manhattan, KS 66502 | 221/29 |
| | Puetz, Virgil H., 27600 W. 6th St. South, Garden Plain, KS 67050 | |
| | Qualls Farm, Route 2, Box 23, Holyrood, KS 67450. Quivira, Inc., 100 Crescent Blvd., Lake Quivira, KS 66106 | 75.00 565:94 |
| | R&R Farms, Inc., Rollin Herynk, RR 2, Kincaid, KS 66039 | 92.28 |
| | Raine, Linda S. or Bill, Route 8, Box 51, Topeka, KS 66615 | 139.32 |
| | Ratzlaff, Rodney, Route 1, Box 112, Elk City, KS 67344 | 329.67 |
| | Reiff, Edward, 945 Highway 15, Hope, KS 67451 Renken, Floyd, Route 1, Box 58, Downs, KS 67437 | 37.02 |
| | Rex Wurm, Inc., Route 1, Box 22, Oberlin, KS 67749 | 152.28 57.00 |
| | Rex Wurm, Inc., Route 1, Box 22, Oberlin, KS 67749 | |
| | 67756 | 2,076.00 |
| | Robbins, Inc., Box 541, 107 Senior, Waverly, KS 66871 | 90,36 130.90 |
| | Rowe, Bill, Route 4, Box 101A, Winfield, KS 67156 | 220.00 |
| | S-Bar Ranch Feedlot, HCR-1, Box 41, Sublette, KS 67877 | 8.558.52 |
| i | St. Bonnett, Charles N., 1446 Rd. X, Neosho Rapids, KS 66864 | |
| | Schmelzle, Dennis, Route 3, Box 80, Seneca, KS 66538 Schneider, Keith, Route 1, Box 110, Olmitz, KS 67574 | 39.00 |
| | Schneider, L.W., Jr., 1356 NW 20 Rd., Albert, KS 67511 | 37.92 39.00 |
| | Schrader, Dwight L., Route 1, Box 20, Alta Vista, KS 66834 | 728.88 |
| | Scott, Dwain L., 22896 Roe Rd., Atchison, KS 66002 | 35.40 |
| | Shaw Enterprises, Inc., Route 4, Box 115, Chanute, KS 66720 Sinn, Carl, 8640 N. 52nd St., Manhattan, KS 66502-9733 | |
| | Smith, Ray, S&S Lawn Service, 1630 W. Loula St., Olathe, KS 66061 | 39.00 96.40 |
| , | Smith, Richard E., d/b/a/ International Homes, P.O. Box 550, Hutchin- | 1000000 |
| | son, KS 67504-0550 | 392.44 |
| | Southwest Butler Quarry LLC, 9423 SW 165th St. Augusta, KS 67010 Spring Hill Herefords, 1128 Hwy 9, Blue Rapids, KS 66411 | 37.56 |
| | Stallbaumer, Robert, Route 1, Box 20, Senega, KS 66538 | 86.52 37.74 |
| | Standley, Frank, Route 1, Box 54, Courtland, KS 66939 | 575.59 |
| | Stecklein, Alan, 1075 280 Ave., Hays, KS 67601 | 347.00 |
| | Stenzel, Rick, 205 E. Locust, Ness City, KS 67560 Stoeker, Larry D., Route 1, Box 23, Lindsborg, KS 67456 | |
| | Stone, Chester or Roger, 12990 Crocked Creek, Leonardville, KS | 18.84 |
| | 66449 | 233.28 |
| | proceedings to the control of the co | (continued) |

(continued)

| Total | \$181,643.69 |
|---|----------------------|
| Zilger, Carl F., 10000 h 4 h, Mayetta, K5 00,009 | 29.10 |
| Young, John A., Route 3, Burrton, KS 67020. Zeckser, August, Route 1, Box 12, Alma, KS 66401 | 21.54 |
| Young, John A., Route 3, Burrton, KS 67020 | 60.24 |
| Wulf, Eldor, 33424 W. 15th St. South, Garden Plain, KS 67050 | 116.64 |
| Wingerd, Dale G., Route 1, Box 68, Ramona, KS 67475 | 137.38 |
| Whitney, J. Wesley, Route 1, Box 72, Norton, KS 67654 | 162.00 |
| White, Vernon E., P.O. Box 87, St. John, KS 67576 | 57.00 |
| Western-Hills Golf Course, 8533 SW 21st, Topeka, KS 66614 | 1,136.25 |
| Wessel, Francis, Route 3, Box 13, Seneca, KS 66538 | 87.60 |
| Wendland, Merlin, 15860 Bodaville Rd., Barnes, KS 66953 | 131.38 |
| Weir, Carl G., 22840 Victory Rd., Spring Hill, KS 66083 | 25.50 |
| WCS Inc., 4555 Jennie Barker Rd., Garden City, KS 67846 | 4,048.32 |
| Warren, Joe, Route 1, Maple City, KS 67102 | 814.21 |
| Warner, W.B., 10072 120 Rd., Spearville, KS 67876 | 321.89 |
| Wagner, Anton R., 5508 W. 23rd Terr., Topeka, KS 66614 | 26.40 |
| Vinyl Plex, Inc., P.O. Box 431, Pittsburg, KS 66762 | 142.56 |
| Verhaeghe, Kamiel, 17060 Quivira Rd., Olathe, KS 66062 | 115.32 |
| HS D 506 Roy-188 Alternant VS 67320 | 1,041.98 |
| U.S.D. 484—Fredonia, P.O. Box 539, Fredonia, KS 66736-0539 | 2,500.77 |
| U.S.D. 455, P.O. Box 167, Cuba, KS 66940. | 2,212.49 |
| U.S.D. 444, P.O. Box 218, Little River, KS 67457 | 433.84 |
| U.S.D. 403 Otis-Bison, Route 1, Box 76A, Alberta, KS 67511 | |
| U.S.D. 393, 400 N. Walnut, Solomon, KS 67408 | 1.181.47 |
| U.S.D. No. 381, P.O. Box 338, Spearville, KS 67876 | 614.88 |
| U.S.D. 268, 100 W. 6th St., Cheney, KS 67025 | 7,493.22 3,283.10 |
| U.S.D. No. 214, 111 S. Baughman, Ulysses, KS 67880 | 9,713.57 |
| River, KS 67047 | 67.80 |
| Triple R Enterprises, d/b/a Diamond R. Ranch, Route 1, Box 180, Fall | |
| 67112 | 40.80 |
| Triple H. Farms, Gene M. Hellman, Route 2, Box 80, Nashville, KS | |
| Thompson, George W., 2798 Fair Rd., Abilene, KS 67410-6945 | 489.24 |
| Thomas, Villa Joe, Route 1, Box 40, Cassoday, KS 66842 | 27,80 |
| Swartz, Virgil, Route 2, Box 10, Alta Vista, KS 66834 | 36.30 |
| Strobel, Richard, Route 1, Carnett, KS 66032 | 82.50 |

Sec. 3. (a) The department of revenue is hereby authorized and directed to pay the following amount from the sales tax refund fund for sales tax paid pursuant to a settlement agreement relating to a disputed assessment of tax imposed upon boiler chemicals used in manufacturing, to the following claimant:

Power Chemicals, Inc., 4502 South Broadway, Wichita, KS 67218, c/o Donald E. Hill, Attorney at Law, 500 N. Market, Wichita, KS

\$17,000.00

(b) The department of revenue is hereby authorized and directed to pay the following amounts from the sales tax refund fund for sales tax paid for materials and services incorporated in a tax-exempt project, to the following claimants:

| City of Willard, o'o Elberta Searcy, City Clerk, City Hall, Willard, KS 66615 | \$ 334.53 |
|--|------------------|
| City of Topeka Fire Dept., 324 SE Jefferson, Topeka, KS 66607 | 390.63 |
| West Graham-Morland USD #280, P.O. Box 226, Morland, KS 67650 | 1,541.49 |
| George Voss, Attorney at Law, 117 Gunsmoke, Dodge City, KS | 1 Total |
| 67801 | 2,349.91 |
| Total | \$4.616.56 |
| A Chair | 4.0.00 |

Sec. 4. The department of administration is hereby authorized and directed to pay the following amount from the canceled warrants payment fund for payment of expired warrants, to the following claimant:

The estate of Emma Ruth Todd, by Sherry L. Houck, 7622 Pawnee,
Prairie Village, KS 66208 \$479.86

Sec. 6. (a) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the amount allocated for Larned state hospital within the mental health and retardation services aid and assistance and state institutions operations account of the state general fund for payment for materials or services purchased by Larned state hospital, the invoice for which was submitted or processed in an untimely manner, to the following claimant:

Central Kansas Health Services, 1913 Lakin, Great Bend, KS 67530..... \$298.50

(b) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the Larned state hospital—work therapy patient benefit fund for payment for materials or services purchased by Larned state hospital, the invoice for which was submitted or processed in an untimely manner, to the following claimant: T.M. Deal Lumber Company, 115 South Hydraulic, Wichita, KS

Sec. 7. The Kansas Arts Commission is hereby authorized and directed to pay the following amount from the Kansas arts commission gifts, grants and bequests fund for payment for services rendered, the invoice for which was submitted or processed in an untimely manner, to the following claimant:

Topeka Association for Retarded Citizens, Inc., 2701 Randolph, Topeka,

4000 40

- (b) The university of Kansas medical center is hereby authorized and directed to pay the following amount from the rehabilitation and repair projects, Americans with disabilities act compliance projects, state fire marshal code compliance projects, and improvements to classroom projects for higher education account of the Kansas educational building fund appropriated for the state board of regents and transferred to the university of Kansas medical center for the fiscal year ending June 30, 1997, under section 13(a) of chapter 259 of the 1996 Session Laws of Kansas, for payment for services rendered, the invoice for which was submitted or processed in an untimely manner to the following claimant:

Professional Service Industries, Inc., PO Box 71168, Chicago, IL 60694-1168.

\$35,827.80

Sec. 9. (a) The department of administration is hereby authorized and directed to pay the following amount from the canceled warrants payment fund for payment for uncashed warrants issued for the purchase of certain vehicles by the Emporia State University, to the following claimant:

Sec. 10. (a) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the state operations account of the state general fund for reimbursement for legal fees incurred as a result of a guardianship/conservatorship matter, to the following claimant:

Charles Edgar Nissley, Sterling House, 1200 E. Kirwin, #119, Salina, KS 67401, ofo Terry D. Criss, Attorney at Law, P.O. Box 1247, Salina,

\$7,959.00

(b) The department of social and rehabilitation services is hereby authorized and directed to pay the following amounts from the state operations account of the state general fund for payment for services, the invoice for which was submitted or processed in an untimely manner, to the following claimants:

Sedgwick County Department of Mental Health, 635 N. Main, Wichita, KS 67203. \$2,160.00

Northeast Kansas Mental Health and Guidance Center, 818 N. 7th St., Leavenworth, KS 66048. \$240.00

Prairie View, Inc., P.O. Box 467, Newton, KS 67114. 1,440.00

Johnson County Mental Health Center, 6000 Lasnar Avenue, Suite 130, Mission, KS 66202. \$480.00

(c) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the state operations account of the state general fund for payment for property damage inflicted by a foster child placed with the claimants, to the following claimants:

Richard J. and Kimberly Nichols, 2141 Hamilton Road, Princeton, KS

\$177.28

(d) The department of social and rehabilitation services is hereby authorized and directed to pay the following amount from the title XIX fund for compensation for an injury sustained by the claimant while on work detail to the Topeka state hospital, to the following claimant:

ary Cheever #38673, Topeka Correctional Facility, 815 S.E. Rice Road,
Topeka, KS 66607 \$18,000.00

Sec. 12. The state fair board is hereby authorized and directed to pa the following amount from the non-fair days activities fee fund for re imbursement for costs incurred to repair damages to claimant's vessel while stored at the fairgrounds, to the following claimant: Christopher Rodgers, 2507 N. Meadowlake Drive, Hutchinson, KS

Sec. 13. The department of corrections is hereby authorized and directed to pay the following amount from the treatment and programs account of the state general fund for payment for medical services received, to the following claimant:

Cotton-O'Neil Clinic, 901 SW Garfield, Topeka, KS 66606.....

Sec. 14. (a) The department of corrections is hereby authorized and directed to pay the following amount from the amount allocated for El Dorado correctional facility within the facilities operations account of the state general fund for reimbursement for loss of or damage to claimant's personal property which was in the care, custody and control of the personnel at the El Dorado correctional facility, to the following claimants: 25.89 \$72.89

(b) The department of corrections is hereby authorized and directed to pay the following amount from the amount allocated for El Dorado correctional facility within the facilities operations account of the state general fund for reimbursement of travel expenses incurred in the attempted visitation of an inmate at the El Dorado correctional facility, to the following claimants:

Ronald and Barbara Rowell, Alpine Village, #126, Republic, MO

Sec. 15. The department of corrections is hereby authorized and directed to pay the following amounts from the amount allocated for Lansing correctional facility within the facilities operations account of the state general fund for reimbursement for loss of or damages to claimant's personal property which was in the care, custody and control of the personnel at the Lansing correctional facility, to the following claimants:

| Reginald Berry #35406, P.O. Box 2, Lansing, KS 66043 | | \$59.98 |
|--|-----|---------|
| Leroy Dean #50512, P.O. Box 2, Lansing, KS 66043 | | 52.89 |
| Pete Bernal #33451, P.O. Box 2, Lansing, KS 66043 | | 65.00 |
| Jesse A. Rodriquez #33610, P.O. Box 2, Lansing, KS 66043 | 1. | 577.70 |
| Fred E. Baker #58111, P.O. Box 2, Lansing, KS 66043 | | 38.57 |
| Sean P. Berry #50889, P.O. Box 2, Lansing, KS 66043 | | 202.84 |
| Total | 100 | enne ne |

Sec. 16. The department of corrections is hereby authorized and directed to pay the following amount from the amount allocated for Norton correctional facility within the facilities operations account of the state general fund for reimbursement for damage to claimant's personal property which was in the care, custody and control of the personnel at the Norton correctional facility, to the following claimant:

Morris Corter #48624, P.O. Box 546, Norton, KS 67654..... Sec 17. (a) The Kansas department of transportation is hereby au-

thorized and directed to pay the following amount from the state highway fund for reimbursement for flood damage to claimant's property resulting from improper maintenance of a spillway, to the following claimant: Debra S. Haas, 5630 SW West Drive, Topeka, KS 66606.....

(b) The Kansas department of transportation is authorized and directed to pay the following amount from the state highway fund for reimbursement of expenses incurred for the conduct of a survey, to the following claimants:

Bob L. and Patricia L. Madison, 27410 W. 347th Street, Osawatomie, KS

The Kansas department of transportation is hereby authorized and directed to pay the following amounts from the state highway fund for reimbursement for the replacement of tools stolen from a district shop, to the following claimants:

David E. Dunn, 1205 SW Armagh, Topeka, KS 66641.
Russell E. Burnett, 1321 NE 70th, Topeka, KS 66617..... \$3.781.43 16,206.49

Sec. 18. The department of education is hereby authorized and directed to pay the following amount from the special education services aid account of the state general fund for reimbursement for transportation costs incurred the invoice for which was submitted in an untimely manner, to the following claimant

Unified School District #229 Blue Valley, 15020 Metcalf, Overland Park, KS 66223, c/o John Vratil, Attorney at Law, 9401 Indian Creek Park-way, Suite 1050, Overland Park, KS 66210.

Sec. 19. There is appropriated from the state general fund for the death of Brenda Keller, daughter of the claimants, on October 18, 1991, who was killed by Jon Mareska after his release from custody prior to entering a preparole revocation institution diversionary program, to the following claimants:

Bob and Tracy Keller, 13442 SW 57th Street, Topeka, KS 66610

(a) Except as otherwise provided by this act, the director of accounts and reports is hereby authorized and directed to draw warrants on the state treasurer in favor of the claimants specified in this act, upon vouchers duly executed by the state agencies directed to pay the amounts specified in such sections to the claimants or their legal representatives or duly authorized agents, as provided by law.

(b) The director of accounts and reports shall secure prior to the payment of any amount to any claimant, other than amounts authorized to be paid pursuant to section 2 as motor-vehicle fuel tax refunds or as transactions between state agencies as provided by this act, a written release and satisfaction of all claims and rights against the state of Kansas and any agencies, officers and employees of the state of Kansas regarding

their respective claims.

Sec. 21. This act shall take effect and be in force from and after its publication in the Kansas register.

State of Kansas

Board of Regents

Request for Bids for Oil and Gas Lease

Public notice is hereby given that under authority of K.S.A. 76-164 through 76-168, the Kansas State Board of Regents has determined that certain land in Rawlins County, Kansas, owned by the board for the benefit of the University of Kansas, such tracts consisting of 160 acres, are valuable for leasing for the purpose of the production of oil and gas and that the land can be leased for such purpose. The board intends to lease the land described as:

NW quarter of Section 16-3S-36W, Rawlins County, Kansas, 160 acres

The terms and conditions prescribed by the board for the lease and the provisions for competitive bids in accordance with law are contained in a resolution passed by the board April 17, 1997, and are also contained in the minutes of the board. The resolution and minutes are open for public inspection in the office of the Kansas State Board of Regents, Suite 1410, 700 S.W. Harrison, Topeka, 66603-3760. Copies may be obtained by application to Dr. Stephen M. Jordan, executive director of the Kansas State Board of Regents.

Competitive bids for leasing of the land will be received by the board until 1 p.m. June 25. No bids received after said time will be considered by the board. Any lease or leases entered into by the board will be awarded by the board to the highest, responsible, responsive bidder. The board reserves the right to reject any and all bids.

Bids should be addressed to the executive director of the Kansas State Board of Regents. Envelopes containing bids should be plainly marked "Bid on Oil and Gas Lease." Only such bids as in substantial conformity with the terms and provisions of the resolution will be considered or accepted by the board.

The bid opening will be at 1 p.m. June 25 in the conference room of the office of the Kansas State Board of Regents, Suite 1410, 700 S.W. Harrison, Topeka.

> Dr. Stephen M. Jordan Executive Director

INDEX TO ADMINISTRATIVE REGULATIONS

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